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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 — 111 West Morgan St., Raleigh, N. C. — Telephone 4-2184

BULLETIN NO. 1
Wednesday, January 3, 1951

Session: Senate -- 12 noon

PUBLIC BILLS INTRODUCED -- SENATE

SR 1 - (Joint Resolution) Introduced by Rankin
"Informing His Excellency, the Governor, that the General Assembly is ready to proceed with public business." (As title indicates; invites the governor to address a joint session on January 4 at 10:30 a.m. and at any other time he desires.) Passed three readings and sent to House.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SR 1 - (Joint Resolution) Informing governor. Passed three readings.

LOCAL BILLS

None.

OFFICERS OF THE 1951 SENATE

President............................Lt. Gov. H. P. Taylor
President pro-tem....................Senator R. Grady Rankin
Principal Clerk......................S. Ray Byerly
Reading Clerk........................R. P. Rasberry
Sergeant-at-Arms.....................Archie R. Taylor

Rules Committee appointed: Senator Rankin, Chairman; Senators Allsbrook, Barnhardt, Campen, Carlyle, Dearman, Eagles, Fountain, Frink, Horton, Johnson, Jones of Pitt, Jones of Surry, Larkins, Lennon, Little, Medford, Powell, Price, Talton, Whitley, Winslow, and Woodson.

The Senate adopted the rules of the 1949 Senate temporarily.

Next session: Senate -- 10:30 a.m., Thursday, January 5, 1951.

#

BULLETIN NO. 1
Wednesday, January 3, 1951

Session: House -- 12 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SR 1 - (Joint Resolution) Informing Governor. Received from Senate; passed three readings.

LOCAL BILLS

None

OFFICERS OF THE 1951 HOUSE

Speaker	W. Frank Taylor
Principal Clerk	Mrs. Annie E. Cooper
Reading Clerk	Ralph Monger, Jr.
Sergeant-at-arms	Fred B. Pass

Rules Committee appointed: Rep. Worthington, Chairman; Rep. Gobble, Vice-Chairman; Representatives Bost, Brown of Jackson, Carr, Greene, Whitmire, Umstead, Marshall, Woltz, Edwards of Swain, Regan, Bryant, Fisher of Transylvania, Taylor of Buncombe, Johnson, Horton, Pittman, Royster, Ramsay, Womble, Burfoot, Spruill, Edwards of Greene, Williams, Barker, Lassiter, Branch, and Venters.

The rules of the 1949 House were adopted temporarily.

Note: The Secretary of State transmitted to Speaker Taylor a protest and notice of contest of the election of Dr. W. A. Sams of Madison County. The Speaker referred the matter to the Committee on Elections and Election Laws to be appointed.

Next session: House -- 10:30 a. m., Thursday, January 4, 1951.

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DAILY BULLETIN

P. O. Box 544 | 111 West Morgan St., Raleigh, N. C. | Telephone 4-2184

BULLETIN NO. 2
Thursday, January 4, 1951

Session: Senate -- 10:30 a.m.
11:00 a.m., joint session

PUBLIC BILLS INTRODUCED -- SENATE

SB 2 - Introduced by Jones of Pitt

"To authorize the East Carolina Teachers College to purchase additional land needed for the extension of its campus and making an appropriation therefor." (Empowers the board of trustees of East Carolina Teachers College to purchase 36 acres of land adjacent to its campus at an option price of $70,000.00. Citizens of Greenville put up $5,000.00 for the option which expires June 1, 1951. Appropriates $70,000.00 from the state general fund for the purchase.) To Appropriations.

SB 4 - Introduced by Young

"To provide for a statewide alcoholic beverage control store referendum." (Calls for statewide election, Nov. 6, 1951, to determine whether the ABC Act of 1937 shall be repealed and operation of ABC stores discontinued in all counties, or whether such stores shall be set up in all counties of the state without county elections. If the vote is for ABC stores in every county, counties now operating stores continue, and all other counties must establish stores under the 1937 Act without election; G. S. 18-61 requiring such elections would be repealed. In places where ABC stores are being operated other than by county boards, a county board would be established to operate the stores. If the vote is against ABC stores in every county, the ABC Act of 1937 would be repealed and its effect cease 90 days after official declaration of the election results, and the Turlington Act (state prohibition), as modified by statutes other than the 1937 ABC Act, would be in effect. Beer and wine statutes are not affected.) To Propositions and Grievances.

LOCAL BILLS INTRODUCED -- SENATE

SB 3 - (Lincoln and Catawba) Introduced by Leatherman

"To rewrite that portion of section 7-70 of the General Statutes of North Carolina, as the same appears in the 1949 supplement thereto, fixing the terms of the superior court for Lincoln and Catawba counties in the sixteenth judicial district." (As title indicates.) To Courts and Judicial Districts.

SENATE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

None.

Note: The Senate adopted as its permanent rules the Rules of the 1949 Senate with the following changes and additions:
(1) The number of standing committees is reduced from fifty-two to thirty-six. Through deletions and consolidations several committees will carry slightly different titles.
(2) Members of the Senate committees on University Trustees; Justices of the Peace; Journal, Engrossing, Enrolling, and Printing; and a sub-committee from the committee on Education, will serve as the Senate members of joint committees in these fields.
(3) The maximum number of senators per committee is limited to sixteen (including the chairman and vice-chairman appointed by the President) except in the case of the following committees: Rules, Appropriations, Finance, Agriculture, Roads, and Education.
(4) No senator may hold positions on more than nine standing committees without authorization of the Rules Committee.
(5) A quorum for committee operations is defined as a majority of the committee.
(6) The number of committees authorized to have clerks is reduced from thirty to twenty-seven. Each committee clerk is required to be a stenographer.
(7) Whenever a public bill is introduced it must be accompanied by seven carbon copies.

Next session: Senate -- 10:30 a.m., Friday, January 5, 1951.

#

BULLETIN NO. 2
Thursday, January 4, 1951

Session: House -- 10:30 a.m.
11:00 a.m., joint session

PUBLIC BILLS INTRODUCED -- HOUSE

HB 1 - Introduced by Hardison

"Relating to the punishment for speeding on the highways and relating to the punishment for operating a motor vehicle while under the influence of intoxicating liquor." (Amends G.S. 20-180 to change the punishment for reckless driving and speeding from not more than $100 or not more than 60 days or both, to punishment in the discretion of the court; further provides that the punishment for a second or subsequent offense of speeding between 60 and 65 MPH shall be imprisonment for not less than 15 days and that the punishment for speeding in excess of 65 MPH shall be not less than 30 days. Amends G.S. 20-179 relating to the penalty for driving while under the influence of liquor or narcotics to provide punishments as follows: first offense, a fine of not less than $100 and imprisonment for not less than 30 days; second offense, a fine of not less than $200 and imprisonment for not less than 6 months; third and subsequent offenses, a fine of $500 and imprisonment for not less than 6 months. Amends G.S. 20-16 (a)(9) to authorize the Department of Motor Vehicles to suspend the license of any person convicted of two or more offenses of speeding between 55 and 65 MPH, or of any person convicted of one or more charges of reckless driving and one or more charges of speeding between 55 and 65 MPH; further amends G.S. 20-16 to require the department to suspend for at least 90 days the license of any person convicted of speeding above 65 MPH, and for one year the license of any person convicted of speeding in excess of 70 MPH.) To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

None.

Elections and Election Laws Committee appointed: Rep. Brown of Jackson, Chairman; Rep. Uzzell, Vice-Chairman; Representatives Blue, Brown of Watauga, Etheridge, Falls, Hardison, Love, Moore of Clay, Pou, Rodman, Spruill, Turner, White, Whitmire, Yarborough, Yates, Burleson, and Ireland.

Next session: House -- 11:00 a.m., Friday, January 5, 1951.

#

SUMMARY OF GOVERNOR SCOTT'S BIENNIAL MESSAGE

Delivered to the Joint Session of the General Assembly of
North Carolina at 11 a.m., January 4, 1951.

In his biennial address Governor Kerr Scott reviewed the first two years of his administration and outlined a program for the future.

(1) Opening Statements

Present state planning is subject to the exigencies of the national defense program. The Governor stated that his personal creed encompasses the following points:

(a) The proper objective of the United States is preservation of freedom under God, and North Carolina must be ready to support this objective at all costs.

(b) The present world situation can lead to a better society.

(c) It is necessary to start at home in building a better world. Even if some plans are temporarily affected by the world emergency, North Carolina must be firm in its purpose to continue improving public service.

(d) The people and material resources of North Carolina are worthy of great investment.

(e) The present population of the state will double by 1980, and present planning should be based on that assumption.

(f) Good management of North Carolina requires proper development of every large river drainage area in the state as well as its schools, roads, ports, and "other conventions facilities."

(g) "I believe in free enterprise." It has great power in the drive against error and incompetence, but there are some areas of development and conservation of natural resources in which the people dare not leave the whole responsibility to private enterprise. A comprehensive program for the protection and development of North Carolina surface waters falls in that area.

(h) A proper balance between income and expenditure is essential in operating the state government. It is also as important, however, to balance the state's budget of social and economic needs as it is to balance its income and expense accounts.

(2) Civil Defense

Effective civil defense is vital to our security. Legislation necessary to the program has been drafted by the North Carolina Civil Defense Council and should be given immediate consideration.

(3) Roads

The $200 million dollar secondary road paving program is about 45% complete, will be completed in the next two years unless work is interrupted, and will build more miles of paved roads than was first planned if construction costs continue to be less than original estimates. In addition, more work has been done on the primary highways because regular highway funds have been freed from the demands of secondary road improvements. But increasing traffic requires new heavy-duty highways, by-passes, overpasses, underpasses, and other expensive highway construction. Filling these needs will take all of the present regular highway income.

In accordance with the report of the State-Municipal Road Commission, the state should assume additional responsibility for city streets, but since present income is needed to meet existing highway needs, the state should seek additional sources of revenue to finance this responsibility.

(4) Public Education

Two years ago a teacher salary schedule of $2,200 to $3,100 was authorized, but it was made contingent on receipt by the state of sufficient income. That schedule should now be provided without condition "along with increments fairly designed to hold highly qualified individuals in the service." In addition, the state should have a strengthened compulsory school attendance law.

(5) Health

Hospital facilities are still not sufficient, particularly in those counties and areas least able to build hospitals, and the state's program should be re-examined to determine how to remedy this situation. The General Assembly should study the possibility of equalizing health service for the people of the state, as has been done in the case of schools and roads. It should improve the hospitals for the mentally sick and provide those hospitals with properly trained personnel. The establishment and operation of a psychiatric wing for the teaching hospital at Chapel Hill will materially aid this program. The state should continue to maintain its preventive medecine program at a high level.

(6) Public Welfare

The 1949 General Assembly provided for $24 weekly payments to meet the minimum subsistence needs of the aged and disabled, $18 weekly payments for each dependent child. It has been impossible to meet these established levels because of increased numbers of older people and of people in economic difficulty, thus increased appropriations will be necessary.

Serious consideration should be given the recommendations of the commission set up to study domestic relations laws and to the proposals designed to strengthen the efforts of local governments in improving the care of their prisoners.

(7) Public Utilities

Despite gratifying progress in the extension of electricity to rural areas in the past two years, it is necessary to secure extension to areas still lacking electric power in order to raise per capita income and standards of living. So also should expansion in telephone service be continued.

Since many public utilities, and particularly telephone companies, do not hold franchise certificates directly from the Utilities Commission, their service areas are vague and undefined. Legislation should be enacted requiring all public utilities to obtain franchises from the Commission so that the geographical franchise area of each company may be accurately defined.

(8) Natural Resources

Neglect of our great forest and surface water resources constitutes a danger to future industrial development and land use. The remedy is two-fold. First, flood control over all major streams and complete river basin development, where feasible, is necessary. This calls for multi-purpose dams which are properly the concern of government rather than of private companies engaged only in generating and marketing power. Power generated by government dams should, on the other hand, be distributed by existing agencies such as municipalities, cooperatives, and private utility companies. Second, positive steps must be taken to curb the stream pollution that impairs the usefulness of our streams and is a growing health hazard.

Consideration must also be given to more effective utilization of other important state resources such as mica and commercial fisheries.

(9) Agriculture

Although the recession in farm income under way a year ago has since been offset by a general upturn in demand and prices, the state needs to produce more cotton for the defense effort. This will be difficult because of the serious financial condition of cotton farmers following two poor crop years.

A continued strong research program in agriculture is necessary, and greater emphasis should be placed on livestock production and improved processing and marketing facilities for farm products.

(10) Commerce and Industry

With spectacular industrial progress in the last ten years the state has achieved a balance between industry and agriculture. But it has made only a good start towards its logical production goal. Improved ports and prospects for procuring natural gas enhance the state's attraction for industry. No other state offers the opportunity for decentralization coupled with accessibility to markets, materials, and labor available here.

(11) Labor and Management

Ninety percent of the state's labor-management disputes in the last two years were settled without work stoppages. Despite increases in industrial wages, factory earningshere are only about 75% of the national average. Both per capita income and wage levels must be raised. A state minimum wage statute is needed to cover workers not reached by the federal wage-hour law. The Workmen's Compensation Law should be examined for upward revision of the benefit scale.

(12) Government Structure

Recent adoption of a constitutional amendment affecting jurisdiction for the assignment of superior court judges might well suggest a study of further changes in governmental structure and work-load. The legislature can take the initiative in speeding reorganization processes.

(13) Election Laws

The present law setting limitations on campaign expenses should be revised. If limitations are to be fixed they should be set high enough for a candidate to maintain headquarters and carry on his campaign through the usual media of public information. The voting process should be made as simple as possible, and consideration should be given to whether legislation is needed to simplify registration, voting, and the splitting of large precincts.

(14) Voting Age

Many of our young people eighteen years of age and older are faced with military service; some of them as young as eighteen have already given their lives in battle. If a man is old enough to be drafted and sent into battle, he is old enough to vote. Legislation should be enacted submitting to the people a constitutional amendment lowering the minimum voting age in North Carolina from twenty-one to eighteen years.

(15) Alcoholic Beverages

The people are sovereign and have the right to vote on the question of legal sale of alcoholic beverages, but it lies within the province of the legislature to determine when and how that right shall be exercised.

In any event, effective law enforcement is of the utmost importance in the control of the sale of alcoholic beverages. The General Assembly should examine this field of law enforcement with a view to strengthening the hands of state and local officers and courts.

(16) Highway Safety

The increasing death and property toll resulting from motor vehicle accidents creates an urgent need for safety legislation. In this connection the General Assembly should consider the recommendations of the advisory committee on highway safety. In particular, the recommendations of the committee with respect to a workable motor vehicle inspection law, the addition of 105 men to the State Highway Patrol, and revision of the criminal statutes to the extent necessary to curb highway carnage should be carefully considered and appropriate legislation enacted. Where possible, North Carolina's highway safety laws should fit into a pattern of uniformity with other states.

(17) Prisons

Although the MacCormick report recommends organic separation of the prison system from the highway commission, Mr. MacCormick states that the reforms recommended can be accomplished within the state's present framework. Experience with the existing set-up has not matured sufficiently to prove that it is not a good one. Accepting the fact that new humanitarian safeguards have been erected, the General Assembly should encourage sensible reforms now planned and leave the prison system under the highway commission.

(18) Revenue

More money will be needed to finance state services in the coming biennium. Efforts are being made to reduce petty waste. It is hoped that the increased funds can be obtained from an anticipated increase in revenues, by increased efforts to collect taxes, and by removing certain exemptions and inequities from the present tax laws. Revenue measures will be covered in a separate budget message.

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LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 3
Friday, January 5, 1951

Session: Senate -- 10:30 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SR 5 - (Joint Resolution) Introduced by Powell
"Inviting His Excellency, the Governor, to address a joint session of the Senate and the House of Representatives at eight-thirty o'clock p.m., January eighth, one thousand nine hundred and fifty-one." (As title indicates.) Passed three readings and sent to House.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SR 5 - (Joint Resolution) Inviting Governor. Passed three readings.

LOCAL BILLS

None.

Note: The President announced his committee appointments at this session. These assignments appear as a supplement to today's bulletin.

Note: At this session the Senate was informed of the death this morning of Senator W. B. Reeves of the Twenty-ninth Senatorial District.

Next session of Senate: For consideration of local bills only, 10 a.m., Saturday, January 6, 1951.

#

OFFICERS OF THE SENATE

President..........................Lt. Gov. H. P. Taylor
President pro-tem..................Senator R. Grady Rankin
Principal Clerk....................S. Ray Byerly
Reading Clerk......................R. P. Rasberry
Sergeant-at-Arms...................Archie R. Taylor

SENATE COMMITTEES

(As announced Friday, January 5, by President of the Senate, H. P. Taylor)

Agriculture: Eagles, Chairman, Poole, Vice-Chairman, Jones of Surry, Campen, Dearman, Fountain, Talton, Whitley, Winslow, Watts, Scott, Young, Hicks, Banks, Burgwyn, Hancock, Hobgood, Jones of Pitt, Lowder, Sawyer, Morris.

Appropriations: Larkins, Chairman, Eagles, Vice-Chairman, Winslow, Campen, Carruthers, Jones of Pitt, Lennon, Medford, Powell, Rankin, Bell, Copeland, Eller, Scott, Nolan, Reeves, Westbrook, Fountain, Leatherman, Talton, Whitley, Dorsett, Page, Watts, Young.

Banks and Currency: Medford, Chairman, Allsbrook, Vice-Chairman, Carlyle, Rankin, Larkins, Little, Price, Stoney, Morris, Bell, Copeland, Hicks, Young, Jones of Surry, Burgwyn.

Commercial Fisheries: Campen, Chairman, Frink, Vice-Chairman, Larkins, Lennon, Watts, Eller, Page.

Conservation and Development: Winslow, Chairman, Hicks, Vice-Chairman, Allsbrook, Bell, Burgwyn, Dorsett, Lennon, Lowder, Poole, Powell, Nolan, Barnhardt, Campen.

Constitutional Amendments: Hancock, Chairman, Leatherman, Vice-Chairman, Larkins, Bell, Jones of Macon, Eller, Westbrook, Young.

Counties, Cities, and Towns: Horton, Chairman, Copeland, Vice-Chairman, Stoney, Burgwyn, Dorsett, Gold, Hobgood, Jones of Macon, Leatherman, Morris, Weaver.

Courts and Judicial Districts: Woodson, Chairman, Johnson, Vice-Chairman, Copeland, Horton, Carlyle, Carruthers, Page, Weaver, Eller, Burgwyn, Leatherman, Barnhardt.

Education: Carlyle, Chairman, Horton, Vice-Chairman, Barnhardt, Bell, Campen, Eagles, Johnson, Larkins, Medford, Nolan, Powell, Price, Rankin, Talton, Westbrook, Winslow, Sawyer, Eller, Carruthers, Lowder.

Election Laws: Nolan, Chairman, Frink, Vice-Chairman, Horton, Johnson, Jones of Surry, Winslow, Medford, Reeves, Carruthers.

Employment Security: Carruthers, Chairman, Barnhardt, Vice-Chairman, Woodson, Rankin, Fountain, Whitley, Dearman, Bailey, Powell, Young, Banks.

Finance: Price, Chairman, Carlyle, Vice-Chairman, Woodson, Barnhardt, Frink, Horton, Johnson, Jones of Surry, Little, Morris, Rankin, Stoney, Bailey, Banks, Hicks, Hobgood, Jones of Macon, Allsbrook, Burgwyn, Gold, Hancock, Lowder, Poole, Sawyer, Weaver, Dearman.

Haywood
Columbus
Cleveland
Guilford
Wilkes
Richmond
[illegible]
Wilson
Robeson
Pender
[illegible]
Nash
Johnston
Wayne

General Statutes: Fountain, Chairman, Hobgood, Vice-Chairman, Dearman, Jones of Macon, Dorsett, Page, Young, Eller.

Insurance: Stoney, Chairman, Carruthers, Vice-Chairman, Barnhardt, Carlyle, Eagles Little, Dearman, Bailey, Gold, Hancock, Weaver, Frink.

Interstate and Federal Relations: Bailey, Chairman, Gold, Vice-Chairman, Hancock, Scott, Leatherman.

Committee for the Blind and Deaf: Leatherman, Chairman, Sawyer, Vice-Chairman, Bailey, Stoney, Talton, Dorsett, Banks, Scott.

Journal, Engrossing, Enrolling, Printing: Talton, Chairman, Burgwyn, Vice-Chairman, Gold, Jones of Pitt, Lowder, Page, Sawyer, Westbrook.

Judiciary 1: Johnson, Chairman, Carlyle, Vice-Chairman, Barnhardt, Larkins, Little, Bailey, Carruthers, Frink, Fountain, Horton, Hobgood, Price, Eller, Medford, Page.

Judiciary II: Allsbrook, Chairman, Young, Vice-Chairman, Dorsett, Woodson, Dearman, Weaver, Powell, Leatherman, Lennon, Eagles, Copeland, Burgwyn, Bell, Gold, Jones of Macon, Watts.

Justice of Peace: Poole, Chairman, Page, Vice-Chairman, Hancock, Medford, Woodson, Gold, Jones of Macon, Weaver.

Manufacturing, Labor and Commerce: Jones of Surry, Chairman, Westbrook, Vice-Chairman, Winslow, Hobgood, Hicks, Frink, Rankin, Nolan, Reeves, Banks, Bailey, Copeland, Sawyer.

Mental Institutions: Bell, Chairman, Hobgood, Vice-Chairman, Fountain, Whitley, Morris, Stoney, Talton, Leatherman, Lowder.

Penal Institutions: Scott, Chairman, Weaver, Vice-Chairman, Stoney, Watts, Woodson, Hicks, Reeves, Fountain, Sawyer.

Propositions and Grievances: Lennon, Chairman, Whitley, Vice-Chairman, Eagles, Larkins, Winslow, Campen, Horton, Young, Jones of Pitt, Weaver.

Public Buildings and Grounds: Little, Chairman, Jones of Macon, Vice-Chairman, Nolan, Allsbrook, Hicks, Whitley, Banks, Morris.

Public Health: Jones of Pitt, Chairman, Hicks, Vice-Chairman, Woodson, Price, Poole, Scott, Eller, Whitley, Stoney, Reeves.

Public Roads: Powell, Chairman, Scott, Vice-Chairman, Bailey, Campen, Carruthers, Copeland, Eagles, Frink, Johnson, Jones of Surry, Lennon, Little, Lowder, Nolan, Poole, Talton, Watts, Westbrook, Banks, Allsbrook.

Public Utilities: Barnhardt, Chairman, Woodson, Vice-Chairman, Dearman, Rankin, Price, Carruthers, Medford, Watts, Carlyle, Johnson, Westbrook, Lennon, Powell.

Public Welfare: Morris, Chairman, Lowder, Vice-Chairman, Carlyle, Jones of Pitt, Jones of Surry, Reeves, Westbrook, Talton, Scott, Page, Nolan, Little.

Rules: Rankin, Chairman, Price, Vice-Chairman, Allsbrook, Barnhardt, Campen, Carlyle, Dearman, Eagles, Fountain, Frink, Horton, Johnson, Jones of Pitt, Jones of Surry, Larkins, Lennon, Little, Medford, Powell, Talton, Whitley, Winslow, Woodson.

Salaries and Fees: Whitley, Chairman, Sawyer, Vice-Chairman, Morris, Lowder, Banks Gold, Hancock, Jones of Macon, Scott, Stoney.

Senatorial Districts: Young, Chairman, Watts, Vice-Chairman, Burgwyn, Copeland, Nolan, Price, Reeves, Page, Johnson.

Teachers and State Employees Retirement: Dearman, Chairman, Poole, Vice-Chairman, Allsbrook, Bell, Dorsett, Gold, Hicks, Jones of Macon.

University Trustees: Little, Chairman, Hancock, Vice-Chairman, Campen, Bell, Dorsett, Eagles, Hobgood, Jones of Pitt, Morris, Poole, Powell, Price, Watts, Horton, Winslow, Young.

Veterans and Military Affairs: Fountain, Chairman, Sawyer, Vice-Chairman, Bailey, Allsbrook, Larkins, Poole, Hobgood, Hancock.

Wildlife: Frink, Chairman, Dorsett, Vice-Chairman, Reeves, Copeland, Jones of Pitt, Jones of Surry, Medford, Leatherman, Weaver, Westbrook, Eller, Banks.

#

BULLETIN NO. 3
Friday, January 5, 1951

Session: House -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 3 - Introduced by Whitmire

"To provide for the payment of compensation for members and presiding officers of the General Assembly in accordance with Article II, section 28 of the Constitution of North Carolina as adopted by the people at the general election of November 7, 1950." (Substitutes, in lieu of G. S. 120-3 and 120-4, a new section setting pay of legislators at $15 a day and presiding officers at $20 a day. Stated sum is to be paid only for actual days of regular session, but shall not exceed a total of $1,350 for legislators and $1,800 for presiding officers. Stated sum shall not be paid for more than 25 days of a special session. The compensation may be paid in installments, or on a per diem basis, as the individual requests. Effective date January 3, 1951.) To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 2 - (Pender) Introduced by Whitfield

"Authorizing and directing the board of county commissioners of Pender County to deposit in or transfer to the general county fund all collections of taxes which are delinquent for three years or more." (Directs county commissioners to place in the county general fund all collections of taxes 3 or more years delinquent.) To Counties, Cities and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SR 5 - (Joint Resolution) Inviting Governor. Received from Senate; passed three readings.

LOCAL BILLS

None.

Note: The House today passed a resolution requesting the Honorable Thad Eure, Secretary of State, to conduct a school in legislative procedures for members of the House.

Next session of House: For consideration of local bills only, 10:00 a.m., Saturday, January 6, 1951.

#

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DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 4
Saturday, January 6, 1951

Session: Senate -- 10:a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 6 - Introduced by Allsbrook

"To amend Section 163-143 of the General Statutes of North Carolina relating to recounting of ballots in primary and general elections." (Rewrites G. S. 163-143, concerning recounting ballots where errors occur, to provide (1) that county boards of elections may order recounts in any precincts when they deem necessary to determine accurate count for any candidate in any primary or general election, and (2) whenever the difference between the vote received by the two highest candidates for a county or township office is not over 1% of total vote cast for all candidates for that office, county board must order a recount if candidate receiving second highest vote makes written request for a recount prior to canvass. No prior notice to highest candidate is required. On receiving request for recount, the board must canvass the vote for all candidates for that office and order a recount to be held within 3 days if the difference is not over 1%. Registrars, judges, and candidates affected must be notified of time and place of recount. Precinct officials must participate in the recount in the presence of any candidates or representatives of candidates who wish to be present. On night of election precinct registrar must lock and seal ballot boxes immediately after precinct count and secure them until delivered to county board on canvass day. Between time of delivery of boxes to county board and time of recount, ballot box keys are to be kept by registrar who is not to have access to the boxes, the county board being charged with safeguarding the boxes during that period. Officials failing to comply with this statute are subject to removal by the state or county board.) To Election Laws.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

None.

Next session of Senate: 8:00 p.m., Monday, January 8, 1951.

#

BULLETIN NO. 4

Saturday, January 6, 1951

Session: House -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

None.

Next session of House: 8:00 p.m., Monday, January 8, 1951.

#

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DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 5
Monday, January 8, 1951

Session: Senate -- 8 p.m.
8:30 p.m., joint session

PUBLIC BILLS INTRODUCED -- SENATE

SR 7 - (Joint Resolution) Introduced by Bailey and Bell
"Authorizing the appointment of a joint committee of the House and Senate to investigate the action thus far taken by the Department of Agriculture and the Budget Bureau with respect to the expenditure of the appropriation made by the General Assembly of 1949 for the construction of a coliseum at the State Fair grounds, and directing that no further action be taken towards completion of any plans for such work until further authorized by the General Assembly." (Identical with HR 4 digested in the House section of today's bulletin.) To Appropriations.

SB 8 - Introduced by Price
"To amend and supplement 'The Revenue Act,' being Subchapter I of Chapter 10 of the General Statutes." (Amends indicated schedules of the Revenue Act as follows References to General Statutes sections are treated as including 1949 Cumulative Supplement.

Art. 4, Schedule D, Income Tax Article - Effective January 1, 1951: (1) Rewrites G.S. 105-149, par. 1(h), which grants additional exemption of $1,000 for the totall blind, to permit exemption upon presentation of certificate that such condition exists from the State Commission for the Blind as well as from a physician. (2) Inserts in G.S. 105-155 a provision permitting fiduciaries to file income tax returns on or before April 15 if taxpayer uses calendar year, or, if he uses a fiscal year basis, on or before fifteenth day of fourth month after close of fiscal year. (3) Amends G.S. 105-157(1) to provide that the due date of income tax installments, interest on such installments, and penalties for failure to pay when due shall be computed at fixed periods from and after the date on which the return should be filed rather than upon the stated dates now prescribed in this statute.

Art. 9, Schedule J, General Administration Article - Effective January 1, 1951: (1) Amends G.S. 105-241.1 (assessment procedure applicable to all tax schedules) to delete the provision which permits a taxpayer against whom other than an income tax assessment has been made to seek a revision hearing under G.S. 105-162. For such taxpayers both the administrative hearing procedure of G.S. 105-241.1 itself and the right of appeal under G.S. 105-163 are retained. (2) Amends G.S. 105-242, par. 3 (empowering Commissioner to docket certificate for unpaid taxes in county where delinquent owns property), to provide that taxpayer's property is not to be sold under execution issued on a certificate

before (a) administrative action is completed when a hearing is requested or, (b) if no hearing is requested, before the assessment on which certificate is issued becomes final. When real or personal property is sold under such an execution, title thereto is not to be questioned on the ground that this administrative action was not completed prior to the sale. Under such execution the sheriff may levy upon realty or personalty pending administrative determination of liability. Upon final administrative determination sustaining liability, at the Commissioner's request, the sheriff must proceed to advertise and sell the property under the original execution even if the original return date has expired.

Effect on Present Law - With respect to acts and transactions covered by these provisions done or occurring prior to July 1, 1951, and criminal and civil liabilities incurred or which ought to have been incurred from such acts and transactions prior to July 1, 1951, the existing revenue laws continue in effect notwithstanding any repeal expressed or implied from these amendments. Provisions of this statute other than as indicated above become effective July 1, 1951.) To Finance.

SB 9 - Introduced by Larkins

"To make appropriations for the maintenance of the state's departments, bureaus, institutions, and agencies, and for other purposes." (The budget appropriation bill for the biennium 1951-53 makes appropriations according to the following schedule:

	1951-52	1952-53	
GENERAL FUND..................................	$146,287,434	$148,964,664	Total
Legislative..................................	....	431,050	Total
General Assembly........................	....	431,050	
Judicial..................................	739,833	739,833	Total
Supreme Court - justices.................	100,800	100,800	
Supreme Court - departmental expense.....	57,833	57,833	
Supreme Court - printing reports and reprints	25,000	25,000	
Superior Courts - judges.................	388,200	388,200	
Superior Courts - solicitors.............	168,000	168,000	
Executive and Administrative................	9,837,846	10,035,637	Total
Governor's office........................	365,224	370,456	
Secretary of State.......................	54,824	56,374	
State Auditor............................	116,458	117,208	
State Treasurer..........................	101,967	101,892	
Department of Justice:			
Attorney General.....................	93,375	97,005	
Bureau of Investigation..............	167,808	165,358	
Department of Revenue....................	1,729,213	1,726,213	
Department of Tax Research...............	41,752	44,822	
Department of Public Instruction.........	261,910	260,540	
Department of Archives and History.......	69,597	64,297	
State Library............................	31,317	21,817	
Library Commission.......................	32,834	32,834	
Board of Public Welfare..................	204,926	204,926	
[1]State Board of Health....................	1,915,529	1,913,679	
Adjutant General.........................	420,951	427,171	
Utilities Commission.....................	183,988	185,013	
Insurance Department.....................	207,252	207,702	

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[1] Industrial Hygiene Division is required to carry out provisions of Workmen's Compensation Act relating to occupational disease work.

	1951-52	1952-53	
Department of Labor:			
Department of Labor....................	$273,495	$273,445	
[2]Industrial Commission..................	169,440	167,190	
[3]Department of Conservation & Development.	1,261,736	1,258,836	
State Board of Elections................	19,846	21,096	
Local Government Commission..............	40,240	39,680	
Department of Agriculture (contribution).	376,889	578,451	
Board of Public Buildings and Grounds	345,458	351,091	
State Board of Alcoholic Control.........	131,444	131,144	
State Commission for the Blind...........	574,084	572,109	
Rural Electrification Authority..........	36,086	36,086	
Merit System Council.....................	18,808	18,808	
N. C. Veterans Commission................	304,162	304,162	
State Recreation Commission..............	27,701	27,700	
Medical Care Commission-administration...	105,338	105,338	
Retirement Teachers & Employees-admin....	105,334	104,334	
State Ports Authority....................	48,860	48,860	
Educational Institutions....................	13,049,510	13,131,480	Total
University of North Carolina (Consolidated):			
General administration................	41,500	41,500	
University of North Carolina..........	2,571,289	2,659,759	
Health Affairs Division............	929,331	1,044,381	
Hospital...........................	350,000	250,000	
Institute of Fisheries Rsearch.....	57,569	55,419	
State College.........................	2,063,372	2,094,372	
Woman's College.......................	1,036,219	1,036,219	
Experiment Station - State College.......	1,038,694	1,036,394	
Co-op Agricultural Extension - State College	1,338,459	1,338,459	
East Carolina Teachers College...........	463,306	446,306	
Negro Agricultural & Technical College...	544,539	496,539	
Western Carolina Teachers College........	253,364	253,364	
Appalachian State Teachers College.......	327,597	327,597	
Pembroke State College...................	94,300	92,735	
Winston-Salem Teachers College...........	151,120	156,320	
Elizabeth City State Teachers College....	161,395	133,895	
Fayetteville State Teachers College......	145,728	142,428	
North Carolina College at Durham.........	563,259	560,759	
[4]North Carolina School for the Deaf.......	458,761	516,261	
State School for Blind and Deaf:			
[4]State School for Blind and Deaf.......	457,308	446,373	
Blind Student Aid.....................	2,400	2,400	
Charitable and Correctional Institutions....	12,166,766	12,847,478	Total
State Hospitals:			
General administration................	33,322	33,322	
State Hospital at Raleigh.............	2,108,262	2,100,862	
State Hospital at Morganton...........	2,093,266	2,239,890	
State Hospital at Goldsboro...........	1,018,322	1,013,234	
Caswell Training School...............	950,280	953,113	
[5]State Hospital at Butner.............	1,822,580	1,821,755	

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2. Receipts of Commission under G.S. 97-100(j) are to be deposited to credit of General Fund in view of this specific appropriation.
3. Funds for fire prevention and control are not to be spent in any county unless the county contributes at least 25% of cost of program.
4. Includes provision for cost of clothing and transportation for indigent pupils, and requires counties liable under G. S. 116-188 to reimburse institution.
5. Amounts included in this appropriation for care of feeble minded may be transferred by Director of Budget to Caswell Training School when that institution takes over work of this kind temporarily handled at Butner.

	1951-52	1952-53	
Mental Health Fund	$30,739	$30,739	
Alcoholic Rehabilitation Fund	158,630	153,575	
N. C. Orthopedic Hospital	261,474	262,774	
N. C. Sanatoria:			
N. C. Sanitorium	1,030,258	1,129,623	
Extension Bureau	65,910	65,065	
Western N. C. Sanitorium	738,017	777,272	
Eastern N. C. Sanitorium	554,789	954,109	
N. C. Sanitorium at Chapel Hill	83,100	171,550	
Correctional Insitutions:			
General administration	19,445	19,445	
Stonewall Jackson Training School	266,436	251,411	
State Home & Industrial School (girls)	169,728	137,103	
Morrison Training School	180,329	168,629	
Eastern Carolina Training School	142,352	100,202	
State Training School for Negro Girls	62,875	87,875	
N. C. Hospital for Spastic Children	136,380	136,600	
Confederate Women's Home	50,272	49,330	
Oxford Orphanage	47,500	47,500	
[6]Junior Order Orphanage	50,000	50,000	
Oxford Colored Orphanage	62,500	62,500	
Pythian Orphanage	10,000	10,000	
Odd Fellows Home	10,000	10,000	
Alexander Schools, Inc	10,000	10,000	
State Aid and Obligations	14,798,866	14,955,340	Total
Board of Public Welfare:			
Care of Dependent Children	38,000	38,000	
[7]Old Age Assistance	2,774,000	2,774,000	
[7]Aid to Dependent Children	1,587,500	1,587,500	
Aid to County Welfare Administration	300,000	300,000	
General Assistance	350,000	350,000	
Board of Health for Orthopedic Clinics	6,500	6,500	
Industrial Rehabilitation	25,000	25,000	
Fugitives from Justice	3,000	3,000	
Landscrip Fund	7,500	7,500	
Firemen's Relief	1,750	1,750	
Bennett Memorial	50	50	
Confederate Museum	200	200	
Confederate Cemetery	350	350	
Retirement Teachers & State Employees - States Contribution	8,700,677	8,857,275	
State Aid to Public Libraries	350,563	350,537	
State Art Society	6,000	6,000	
N. C. Symphony Orchestra	15,000	15,000	
State Soil Conservation Committee	10,000	10,000	
State Property Fire Insurance Fund	300,000	300,000	
Medical Care Commission - Indigent Care	300,000	300,000	
N. C. National Park, Parkway and Forests Development Commission	5,885	5,885	
Contribution to Law Enforcement Officers Benefit and Retirement Fund	4,391	4,293	
N. C. Communications Study Commission	12,500	12,500	

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[6] To be expended under supervision of institution trustees appointed by governor.

[7] Appropriation to be reduced by the amount of any unexpended balance remaining in the appropriation for the biennium 1949-51.

	1951-52	1952-53	
Pensions	$ 269,252	$ 253,928	Total
Confederate Veterans and Widows	190,052	174,728	
Widows of governors	7,200	7,200	
Teachers who had attained age 65 at March 10, 1943	72,000	72,000	
Contingency and Emergency	1,000,000	1,000,000	Total
Public Schools	91,922,298	93,076,418	Total
[8]Support of 9-months term	85,898,492	86,914,274	
State Board of Education	182,965	179,576	
Vocational Education	2,506,224	2,500,399	
Purchase of free textbooks	1,170,000	1,170,000	
Vocational Textile Training School	43,617	41,169	
[9]Purchase of school buses	2,121,000	2,271,000	
Debt Service	2,503,063	2,493,500	Total
Interest on bonds	528,063	493,500	
Redemption of bonds	1,975,000	2,000,000	
AGRICULTURE FUND	1,134,304	906,000	Total
Department of Agriculture	1,134,304	906,000	Total
HIGHWAY AND PUBLIC WORKS FUND	76,190,443	76,806,966	Total
Highway and Public Works	64,160,975	65,704,061	Total
[10]Administration	400,000	400,000	
Dept. of Motor Vehicles, Highway Patrol, Drivers License and Safety Promotion	5,292,672	4,933,915	
[10,11]Maintenance of state highways	8,000,000	8,000,000	
[10,11,12]Maintenance and/or construction county hwys	17,500,000	17,500,000	
[10]Betterments state and county highways:			
General betterments	12,000,000	12,000,000	
Retreatments	4,000,000	5,000,000	
[10]Construction state & county highways - to match Federal Aid	12,000,000	12,000,000	
Scenic Highway	200,000	200,000	
Maintenance of highways in cities & towns	2,500,000	2,500,000	
Probation Commission	174,747	172,847	
Parole Commission	131,492	133,394	
Bus investigations	92,064	93,905	

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8. General Fund credit balance as of June 30, 1951, is estimated at $10,817,394. Of this amount $7,500,000 will be required in the fiscal year 1951-52 to pay public school teachers the contingent salary increases provided in §20 1/2, Chapter 1249, Session Laws of 1949. The appropriation here for support of nine months term does not provide for maintaining that contingent rate. See the Budget Report accompanying this bill, pp. xxiv,xxvii.
9. A permanent appropriation; it does not revert to General Fund at end of biennium; must be transferred to reserve account at end of each fiscal year for replacement of school buses.
10. If Highway Fund receipts exceed appropriations, Director of Budget may make portion of excess available to this item.
11. These items include $25,000 annually for State Hospital at Raleigh and $18,000 annually for State Hospital at Goldsboro for care of the criminally insane, and $21,900 annually for the N. C. Sanatorium for care of tubercular prisoners.
12. Preference to be given to areas not heretofore accorded equal opportunities.

	1951-52	1952-53
Employer's contribution to retirement system	$1,100,000	$1,200,000
Contribution to law enforcement officers benefit and retirement fund	70,000	70,000
Merit salary increments	700,000	1,500,000
Debt Service (Highway Fund)	12,029,468	11,102,905 Total
Interest on bonds (old)	1,252,218	1,157,655
Sinking fund installments	500,000	500,000
Redemption of bonds (old)	2,100,000	2,100,000
Interest on secondary road bonds	2,077,250	1,845,250
Redemption of secondary road bonds	6,100,000	5,500,000
GRAND TOTAL	$223,612,181	$226,677,630

GENERAL PROVISIONS: Travel allowances cover only actual expenses and must not exceed $7 per day subsistence ($10 out of state), 7¢ per mile for transporation by personal automobile and actual fare for travel in public conveyance. Per diem for members of following state boards and commissions is set at $7 and necessary travel expenses: Advisory Budget, Education, Highway and Public Works, Alcoholic Control, Agriculture, Health, Elections, Medical Care, Hospitals Board of Control, Hospital for Treatment of Spastic Children, Correction and Training, and directors of N. C. Sanatoria. All others (except for members serving without compensation), $5 per day and necessary travel expenses.) To Appropriations.

SB 10-Introduced by Fountain

"To amend G.S. 15-102 so as to authorize clerks of the superior courts of this state to take bail in certain cases." (Amends G.S. 15-102 by inserting the clerk of the superior court among those judicial officers empowered to take bail in all but capital cases.) To General Statutes.

SR 11 - (Joint Resolution) Introduced by Talton

"To authorize and provide for the printing of the governor's address and budget message to the General Assembly." (As title indicates.) Passed three readings and sent to House.

LOCAL BILLS INTRODUCED -- SENATE

SB 12 - (Forsyth) Introduced by Carlyle

"To amend section 28-99 of the General Statutes of North Carolina relating to sales of property conveyed to a personal representative for the benefit of the estate he represents and to validate private sales by such representatives made prior to January 1, 1940." (Amends G.S. 28-99 as to Forsyth County to validate the private sale of real property acquired by a personal representative for the benefit of estate represented. Sale must have been held prior to January 1, 1940, and deed delivered without action having been taken by heirs of deceased persons to annul such sale by litigation or otherwise. Substantially same act is now in effect as to Forsyth and Surry counties for sales made prior to January 1, 1925.) To Judiciary 1.

SENATE CALENDAR ACTION

PUBLIC BILLS

SR-11 - (Joint Resolution) Printing governor's messages. Passed three readings.

LOCAL BILLS

None.

Next session of Senate: 12:00 noon, Tuesday, January 9, 1951.

#

BULLETIN NO. 5
Monday, January 8, 1951

Session: House -- 8:00 p.m.
8:30 p.m., joint session

PUBLIC BILLS INTRODUCED -- HOUSE

HR 4 - (Joint Resolution) Introduced by Pou

"Authorizing the appointment of a joint committee of the House and Senate to investigate the action thus far taken by the Department of Agriculture and the Budget Bureau with respect to the expenditure of the appropriation made by the General Assembly of 1949 for the construction of a coliseum at the State Fair grounds, and directing that no further action be taken towards completion of any plans for such work until further authorized by the General Assembly." (As title indicates. The joint committee is to be composed of 5 persons appointed by the Speaker of the House and 3 persons appointed by the President of the Senate; it is to report to the General Assembly at the earliest possible date.) Committee assignment pending.

HB 5 - Introduced by Atkins

"To amend G.S. 18-49 and G.S. 18-58 so as to reduce from one gallon to one-fourth gallon the amount of liquor which may be transported into a dry county or which may be brought into this state from outside the state." (As title indicates.) To Propositions and Grievances.

HB 6 - Introduced by Bost at the request of the Speaker

"To amend and supplement 'The Revenue Act,' being Subchapter I of Chapter 105 of the General Statutes." (Identical with SB 8 digested in the Senate section of today's bulletin.) To Finance.

HB 7 - Introduced by Moore of Wilson at the request of the Speaker

"To make appropriations for the maintenance of the state's departments, bureaus, institutions, and agencies, and for other purposes." (Identical with SB 9, digested in the Senate section of today's bulletin.) To Appropriations.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

None.

Next session of House: 12:00 noon, Tuesday, January 9, 1951.

#

SUMMARY OF GOVERNOR SCOTT'S BUDGET MESSAGE

Delivered to a joint session of the General Assembly
at 8:30 p.m., January 8, 1951.

In his special budget message Governor Kerr Scott asserted his belief that the budget for the next biennium must be balanced; that while gains must be consolidated, provision must also be made for continuing essential services to meet constantly growing needs; that no new borrowing or new forms of taxes should be authorized but that necessary additional reveue should be obtained by removal of exceptions and favoritism in the tax laws and by the most equitable collection possible of all taxes due the state. He stated that although the budget as submitted is a good one and deserves careful consideration by the General Assembly, it does not cover fully the state services he believes to be essential. In order to provide for these services, the Governor recommends for the General Assembly's consideration the following appropriations and revenue-raising measures:

Appropriations

(1) Teachers' salaries: To establish teachers' salaries at a $2,200 - $3,100 scale additional amounts of $8,058,381 for the first year of the biennium and $9,563,276 for the second, a total of $17,621,657, are required. It is imperative that this pay scale be maintained without attaching contingency appropriation strings to it.

(2) Merit salary increases for state employees: It is important to the success of the state personnel plan that provision be made for salary increments for employees, other than school teachers, paid from the general Fund. Provision for such increments is already included in the highway budget. For this purpose an estimated $641,423 during the first year of the biennium and $1,304,162 during the second, a total of $1,945,545, would be required.

(3) Medical care program: Two previous administrations, as well as this one, are committed to rounding out the Medical Care Commission hospital building program. It is estimated that at least $6,419,042 will be required to complete this work during the next biennium as scheduled.

(4) Civil defense: A minimum of $200,000 should be appropriated to meet the requirements of civil defense.

(5) Revenue department personnel: The addition of the 90 field auditors and deputy collectors authorized by the last Legislature has resulted in collection of taxes at a rate of nearly $18 for each dollar spent for additional personnel. The staff of the Commissioner of Revenue should be increased in accordance with reasonable possibilities for improving tax collection.

(6) Permanent improvements: (a) With building costs up 30%, the remainder of the permanent improvements program authorized for the current biennium cannot be completed without a deficiency appropriation of at least $10,000,000.
(b) Despite the probability of an extended period of abnormal conditions, the state should commit itself to a reasonable amount of permanent improvements each biennium. Thus, serious consideration should be given the following new permanent

improvements: for a primary classroom at the School for the Deaf at Morganton, \$358,000; for a psychiatric wing to the new hospital at the University of North Carolina, \$660,000; for a diagnostic laboratory at State College for the growing poultry and livestock industries, \$400,000; and for a wing for the spastic hospital at Durham, \$30,000. (c) The governor and advisory budget commission should be given more authority to make changes and transfers in permanent improvements appropriations where necessary to assure that the legislative intent is carried out.

Additional Revenue

(1) Increased income tax receipts: Improvement of collection and checking methods, including comparison of state and federal returns, can stop leaks and increase appreciably the collection of taxes due the state.

(2) Sales tax exemptions: Sales tax exemptions not only reduce yield and make administration difficult for both merchants and the state but also foster gross inequities. Elimination of exemptions in the fiscal year of 1949-50 would have increased sales tax revenue from \$39,513,140 to approximately \$66,000,000. With exemptions only for food for home consumption the tax in the same year would have yielded \$56,648,561. The Tax Research and Revenue Departments are prepared to work with the General Assembly in revising the sales tax law. Such revision should be the principal source of additional revenue.

(3) Theatre gross receipts tax: The 1943 Legislature removed the gross receipts tax from motion picture theatres because of anticipated wartime hardships, but these hardships failed to materialize and theatres have enjoyed a special tax privilege. A 3% gross receipts tax would yield \$537,074 a year after offsetting present license taxes; a 10% levy would yield \$2,463,931 a year over present license taxes. A fair tax should be restored.

Additional Remarks

Administrative changes in the Revenue Act which will be presented should be considered on their merits.

The proposal of the Highway Safety Committee that 105 men be added to the State Highway Patrol, provision for which has already been made in the budget, is a meritorious recommendation.

The proposal of the State-Municipal Roads Commission with regard to construction and maintenance of city streets deserves the most serious consideration. If the Highway Commission is given this added responsibility, a search for new revenue would be required, making sure that the separate integrity of both the General Fund and Highway Fund is retained.

Since institutional patient care is increasing, substantial appropriations for additional custodial care will be required.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2180

BULLETIN NO. 6
Tuesday, January 9, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 13 - Introduced by Copeland

"To abolish estates by the entirety in North Carolina." (Creates a tenancy in common, instead of an estate by the entirety, when any interest in land is conveyed or devised to husband and wife unless survivorship is expressly stated or unless husband and wife take as mortgagees or as trustees. When husband and wife acquire land as business partners their interest is governed by G.S. 41-2 which provides for survivorship in the settling and adjusting of partnership businesses. Does not apply to any estate by the entirety which vests prior to the effective date, July 1, 1951, except that a divorce, either *a vinculo* or *a mensa et thoro*, will convert such an estate into a tenancy in common.) To Judiciary 2.

SB 14 - Introduced by Larkins

"Relative to the compensation of the employees of the General Assembly of North Carolina." (Rewrites G.S. 120-33 to set daily compensation and mileage of General Assembly employees as follows: Principal clerks and chief enrolling clerk, $15; journal clerks, calendar clerks, chief engrossing clerks, reading clerks, and sergeants-at-arms, $13; assistants to the calendar clerk, assistants to the journal clerk, and clerks to committees on finance and appropriations, $11; secretary to the Speaker of the House and secretary to the President of the Senate, assistants to the engrossing clerks, assistants appointed to supervise enrolling of bills and resolutions, committee clerks authorized by the rules, disbursing clerks, and joint disbursing clerks, $10; typists, not stenographers, employed by either house, $9; chief pages, $6.50; other pages, $5; chaplains, $8; all laborers, $7. "Per day" means "per day during the session of the General Assembly," and all employees mentioned are authorized mileage of 10¢ per mile "from their homes to Raleigh and return." Effective "from the beginning of the work for the session of 1951.") To Appropriations.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

None.

Next session of Senate: 12:00 noon, Wednesday, January 10, 1951.

#

BULLETIN NO. 6
Tuesday, January 9, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 9 - Introduced by Moore of Wilson, Bost, and Whitmire
"Relative to the compensation of the employees of the General Assembly of North Carolina." (Identical with SB 14 digested in the Senate section of today's bulletin.) To Appropriations.

LOCAL BILLS INTRODUCED -- HOUSE

HB 8 - (Scotland) Introduced by Kiser
"To provide for an election in the town of Laurinburg upon the question of adopting a city manager form of government." (Requires county board of elections, within 5 days after ratification, to call an election under G. S. 160-298 to be held within 40 days after ratification, on the adoption of the city manager form of government. In case the election is carried for the city manager form: (1) the mayor, who shall have no vote except in case of a tie, and 5 councilmen shall be popularly elected biennially beginning in May 1951; (2)the council shall appoint the city attorney, city clerk, city treasurer, city tax collector, and such board, commission, or committee members (including those of the city school administrative unit) as are now appointed by the city commissioners; (3) powers and duties of present governing body are vested in the council and mayor, and are to be administered under the provisions of G. S. 160-338 to 160-351 except as modified herein; (4) the council is to appoint a city manager who shall have all the usual powers and duties as designated by G.S. 160-349 to 160-351 except as modified herein.) To Counties, Cities and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SR 11 - (Joint Resolution) Printing Governor's messages. Received from Senate; passed three readings.

LOCAL BILLS

None.

Next session of House: 12:00 noon, Wednesday, January 10, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2180

BULLETIN NO. 7
Wednesday, January 10, 1951

Session: Senate -- 12 noon

PUBLIC BILLS INTRODUCED -- SENATE

SR 15 - (Joint Resolution) Introduced by Allsbrook

"Creating a commission to make a study of state and local government and to submit recommendations to promote greater economy and efficiency, and provide greater service to the people of the State of North Carolina." (Directs governor to appoint without political considerations an 11-man commission by July 1, 1951, to make the study indicated in title, reporting its recommendations for the 1953 General Assembly to the governor by November 15, 1952. Commission is to employ services of Institute of Government and other professional and clerical assistance needed and is to fix their compensation. Commission members will receive $10 per day plus subsistence and travel allowances for attending meetings. Expenses are to be paid from Contingency and Emergency Fund. Governor is to name commission chairman.) To Judiciary 2.

SB 16 - Introduced by Leatherman

"To amend Article II, Section 13, of the Constitution of the State of North Carolina so as to provide a more expedient method of filling vacancies occurring in the General Assembly during or immediately preceding a session thereof." (Submits to vote of the people at next general election an amendment to the Constitution providing that if vacancy in membership of General Assembly occurs during session or within 60 days immediately preceding session, the vacancy is to be filled by appointment of the executive committee of the deceased or resigning member's political party in the county of his residence.) To Constitutional Amendments.

SB 17 - Introduced by Hobgood

"To amend G.S. 163-22 so as to provide that no election precinct shall contain more than 1,000 registered voters." (If, at close of registration for any general election, a precinct is found to have more than 1,000 registrants, county board of elections must, prior to opening of books for any succeeding general election, divide the precinct in two, or alter lines of existing precincts, or both, so that none has more than 1,000 registered voters.) To Election Laws.

SB 18 - Introduced by Fountain and Hancock

"To amend Section 1 of Article VI of the Constitution of North Carolina so as to permit qualified persons of eighteen years of age and over to vote in this state." (Submits to a vote of the people at general election to be held November 4, 1952, a constitutional amendment designed to permit persons 18 years old to vote provided they are otherwise qualified.) To Constitutional Amendments.

SR 19 - (Joint Resolution) Introduced by Jones of Surry
"Commemorating the anniversary of the birth of the late Rufus A. Doughton." (As title indicates.) Passed three readings and sent to House.

SB 21 - Introduced by Larkins
"To provide emergency funds for the State Council of Civilian Defense." (Allocates $41,342 from Contingency and Emergency Fund to named agency for expenditure from ratification of bill to June 30, 1951. Amounts unexpended at end of present fiscal year do not revert to General Fund but are to be added to Council's appropriation for next biennium.) To Appropriations.

SB 23 - Introduced by Allsbrook, Burgwyn, Bailey, and Copeland
"To amend Section 112-19 of the General Statutes relating to the widows of Confederate soldiers." (Shortens from 10 to 5 years the length of time which a Confederate soldier's widow must have lived with him prior to his death in order for her to qualify for a Class B Confederate widows pension. The amended statute applies to widows of veterans who have died since 1899.) To Judiciary 2.

SB 24 - Introduced by Allsbrook
"To prohibit the practice of palmistry, fortune telling or clairvoyance in the State of North Carolina." (Makes it a misdemeanor to engage in the practices named in the title, and affixes as a maximum penalty $500 fine, 1 year imprisonment, or both.) To Judiciary 2.

SB 25 - Introduced by Dorsett and Poole
"To amend G.S. 105-232 so as to provide a method for winding up the affairs of certain dissolved corporations." (Where corporate charter has been suspended under G.S. 105-230 and time within which it might be restored has expired, sets up procedure by which any stockholder may bring civil action in superior court for appointment of receiver to sell any remaining assets of corporation upon terms ordered by court, apply proceeds to payment of corporate debts, and distribute the remainder among stockholders in proportion to their interests, the shares of unknown stockholders being paid into office of superior court clerk. All stockholders are to be made parties to the suit; provisions are made for service of unknown stockholders and unknown heirs by publication and for appointment of guardians ad litem for incompetent stockholders and their representatives. Receiver is to give bond and notify creditors. The procedure does not create necessity for paying any franchise tax.) To Judiciary 2.

LOCAL BILLS INTRODUCED -- SENATE

SB 20 - (Anson) Introduced by Little
"Relating to the qualifications for membership on the board of county commissioners of Anson County." (Provides that licensed attorneys can serve as members of the board of county commissioners despite G.S. 84-2 which prohibits the practice of law by county commissioners.) To Judiciary 1.

SB 22 - (Moore) Introduced by Poole
"Relating to the operation of taxicabs in Moore County." (Makes refusal to pay taxi fare a misdemeanor punishable by imprisonment up to 30 days or by a fine up to $50. Does not apply unless a schedule of fares currently charged is on file with the board of county commissioners and the governing body of the municipality in which the taxicab business is operated.) To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SR 19 - (Joint Resolution) Memorializing Doughton. Passed three readings.

LOCAL BILLS

None.

Next session of Senate: 12:00 noon, Thursday, January 11, 1951.

#

BULLETIN NO. 7
Wednesday, January 10, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HR 10 - (Joint Resolution) Introduced by Umstead

"Creating a commission to make a study of state and local government and to submit recommendations to promote greater efficiency, and provide greater service to the people of the state of North Carolina." (Identical with SR 15 digested in the Senate section of today's bulletin.) To Judiciary 1.

HB 12 - Introduced by Atkins

"To amend G. S. 14-210 relating to the transportation and delivery of pyrotechnics in North Carolina." (Bill intends to amend G. S. 14-410, which prohibits the manufacture, sale and use of pyrotechnics in North Carolina, to allow common carriers to transport pyrotechnics across the state, and to prohibit common carriers from delivering pyrotechnics to a consignee within the state unless the consignee exhibits to the carrier authority from the board of county commissioners to display such pyrotechnics at a public exhibition.) To Propositions and Grievances.

HB 14 - Introduced by Moore of Wilson

"To provide emergency funds for the State Council of Civilian Defense." (Identical with SB 21 digested in the Senate section of today's bulletin.) To Appropriations.

HB 20 - Introduced by Hardison

"To amend G. S. 20-141 so as to reduce the speed limit to 50 miles per hour on hard-surfaced highways where the hard surface is less than 18 feet in width." (Intent of bill is to reduce speed limit but as drawn bill increases from 45 to 50 MPH the speed limit for vehicles other than passenger cars, regular passenger vehicles, pick-up trucks of less than one ton capacity, and school busses loaded with children, on hard-surfaced highways less than 18 feet wide.) To Roads.

HB 21 - Introduced by King

"To provide for the installation of a public address system in the hall of the House of Representatives." (Directs Board of Public Buildings and Grounds to install a public address system in the House. Authorizes governor, with approval of Council of State, to allocate sufficient funds from the Contingency and Emergency Fund.) To Appropriations.

HR 22 - (Joint Resolution) Introduced by Moore of Wilson and Taylor of Wayne

"Calling for a joint session of the House of Representatives and Senate on Monday, January 15, 1951, to commemorate the fiftieth anniversary of the inauguration of former Governor Charles Brantley Aycock and inviting Senator Clyde R. Hoey to address this joint session." (Provides for a joint session at 8:30 p.m. on stated date. Provides for a committee composed of three representatives appointed by the Speaker of the House and two senators appointed by the President of the Senate to extend the invitation to Senator Hoey and make the neccessary arrangments for the session.) Passed three readings and sent to Senate.

LOCAL BILLS INTRODUCED -- HOUSE

HB 11 - (Clay) Introduced by Moore of Clay

"Abolishing tax penalties in Clay County." (Provides that no penalties shall be charged against taxpayers in Clay County for non-payment of taxes levied for 1950 and subsequent years. Does not remove penalties on taxes levied prior to 1950 and does not prevent the addition of 6% interest on delinquent taxes.) To Counties, Cities and Towns.

HB 13 - (Forsyth) Introduced by Gobble, Blackwell, and King

"Amending the charter of the city of Winston-Salem by annexing to said corporate limits certain territory owned by Greenway Apartments, Inc. and defining the corporate limits of the city to include the annexed area." (Provides that territory described by metes and bounds is annexed to the city. Provides that property owners within described territory are to list city taxes for 1951 and to pay 1951 ad valorem taxes levied by the city.) To Counties, Cities and Towns.

HB 15 - (Richmond) Introduced by Pittman

"To amend G.S. 162-7, relating to local modifications as to fees for sheriffs, as it applies to Richmond County." (Sets fees for imprisonment of persons in civil and criminal action at 50¢, and for release from prison at 50¢. Raises sheriff's fee for feeding each prisoner from $1 to $1.50 per day, the sum to be paid him by the board of county commissioners and taxed to the prisoner in the bill of costs.) To Counties, Cities and Towns.

HB 16 - (Rowan) Introduced by Ramsay and Uzzell

"To amend Chapter 78 and Chapter 103 of the Private Laws of 1931 amending the charter of the city of Salisbury." (Amends cited acts to make the term of office of city councilmen begin on June 1 and end on May 31 of odd-numbered years, beginning in 1951.) To Counties, Cities and Towns.

HB 17 - (Chowan) Introduced by White by request

"To authorize the deputy clerk of the superior court of Chowan County to exercise the powers of assistant clerk of the superior court during temporary disability of the clerk when no assistant clerk of the superior court has been appointed." (When the board of county commissioners finds that the clerk is disabled, and that no assistant clerk has been appointed, the deputy clerk shall perform the duties of the clerk as set forth in G.S. 2-10. Deputy clerk is authorized to act as clerk from the time of filing of the above finding in the clerk's office until the board of commissioners finds that the disability has terminated and files a copy of that finding in the clerk's office. Provides that the clerk and his official bonds shall be responsible for acts done by the deputy. Authorizes board of commissioners to pay the deputy reasonable compensation for the additional duties so imposed.) Passed three readings and sent to Senate.

HB 18 - (Granville) Introduced by Allen

"To amend G.S. 14-335, relative to public drunkenness in Granville County." (Makes public drunkenness in Granville County a misdemeanor punishable by a fine of not more than $50 or imprisonment for not more than 30 days.) To Propositions and Grievances.

HB 19 - (Pitt) Introduced by Kilpatrick

"To amend Chapter 158 of the Private Laws of North Carolina of 1925 relative to the election of aldermen for the town of Ayden in Pitt County."(Effective April 1, 1951, provides that one alderman shall continue to be elected from each of the 5 wards but provides that each elector of the town shall vote for all aldermen instead of for the alderman from his ward only.) To Counties, Cities and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SR 19 - (Joint Resolution) Memorializing Doughton. Received from Senate; passed three readings.

HR 4 - (Joint Resolution) State Fair coliseum. Sent to Appropriations.

LOCAL BILLS

None.

Note: The Speaker announced his committee appointments at this session. These appointments appear as a supplement to today's bulletin.

Note: The House adopted as its permanent rules the Rules of the 1949 House with the following amendments:
(1) The Committee on Senatorial Districts is authorized a clerk.
(2) Whenever a public bill is introduced, it must be accompanied by seven carbon copies.
(3) Several minor typographical corrections.

Note: A resolution was introduced in the House which would provide that in the next and succeeding sessions of the legislature seats would be allocated solely on the basis of seniority or prior service, and that Republican members would no longer be confined to the back row. This resolution was referred to Propositions and Grievances.

Next session of House: 12:00 noon, Thursday, January 11, 1951.

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OFFICERS OF THE HOUSE

Speaker..............................W. Frank Taylor
Principal Clerk......................Mrs. Annie E. Cooper
Reading Clerk........................Ralph Monger, Jr.
Sergeant-at-arms.....................Fred B. Pass

HOUSE COMMITTEES

(As announced Wednesday, January 10, by Speaker of the House, W. Frank Taylor)

Agriculture: Branch, Chairman, Brown of Jackson, Vice-Chairman, Allen, Anderson, Askew, Avant, Bender, Brock (R), Brown of Watauga, Burgess,Carr, Dalrymple, Edwards of Greene, Fisher of Cumberland, Goodman (R), Greene, Gregory, Holmes, Horne, Ireland (R), Kilpatrick, Little of Alexander, Little of Anson, Maddrey, Mintz,Moore of Wilson, Pope, Pou, Regan, Royster, Satterfield, Spruill, Steed, Swindell, Venters, Warren, Whitley, Wiggs, Williams, Woodward, Worthington, Yates.

Appropriations: Moore of Wilson, Chairman, Ramsay, Vice-Chairman, Askew, Atkins, Bender, Bost, Brown of Jackson, Brown of Watauga, Bryant, Bryson, Burgess, Burleson (R), Burfoot, Clark of Lincoln, Collier, Dawkins, Doughton, Edwards of Swain, Etheridge, Fisher of Transylvania (R), Gentry, Goodman (R), Gregory, Holmes, Horne, Ireland, Kilpatrick, King, Kirkman, Lassiter, Little of Anson, Love, Maddrey, Massey, Mintz, Moore of Clay, O'Herron, Page, Pittman, Pope, Pritchett, Quinn, Regan, Rodman, Royster, Sams, Sanders, Shreve, Spruill, Steed, Stoner, Swindell, Tew (R),Venters, White, Whitley, Whitmire, Williams, Woltz, Woodard, Yates.

Banks and Banking: Doughton, Chairman, Dawkins, Vice-Chairman, Blue, Bost, Brantley, Bryant, Burfoot, Clark of Bladen, Clark of Lincoln, Crissman, Dill, Hardison, Holmes, Lassiter, Little of Anson, Long, Marshall, Moore of Wilson, Pope, Pritchett, Ramsay, Rodman, Steed, Taylor of Warren, Venters, Ward (R), Whitley, Woolard, Worthington.

Commercial Fisheries and Oyster Industry: Collier, Chairman, Holmes, Vice-Chairman, Askew, Burfoot, Burgess, Combs, Dill, Etheridge, Floyd, Greene, Hardison, Hewlett, Johnson, Mintz, Swindell, Tew (R), Venters, White, Whitfield.

Commissions and Institutions for the Blind: Blue, Chairman, Dill, Vice-Chairman, Avant, Burgess, Fountain, Horne, Kirkman, Leinbach (R), Love, O'Herron, Pou, Sams, Umstead, Vogler, Woodard, Yarborough.

Congressional Districts: Little of Alexander, Chairman, Yarborough, Vice-Chairman, Askew, Atkins, Blue, Brock (R), Brown of Jackson, Bryson, Burleson (R), Collier, Crissman, Edwards of Greene, Etheridge, Floyd, Fountain, Gregory, Horne, Leinbach (R), Powell, Sanders, Taylor of Buncombe, Tew (R), Turner.

Conservation and Development: Etheridge, Chairman, Brown of Watauga, Vice-Chairman, Allen, Avant, Brown of Jackson, Burfoot, Clark of Bladen, Clark of Lincoln, Collier, Combs, Crissman, Dawkins, Dill, Doughton, Duncan, Edwards of Swain, Fisher of Transylvania (R), Fountain, Gentry, Greene, Henderson, Horne, King, Lassiter, Love, Moore of Wilson, Pope, Quinn, Ramsay, Regan, Royster, Scott, Steed, Whitfield, Woolard, Worthington.

Corporations: Womble, Chairman, Pittman, Vice-Chairman, Anderson, Blackwell, Blue, Bost, Branch, Crissman, Etheridge, Fisher of Cumberland, Floyd, Gobble, Henderson, Little of Anson, Marshall, Pope, Royster, Scott, Taylor of Buncombe, Tew (R), Umstead, Uzzell, Venters.

Counties, Cities and Towns: Venters, Chairman, Williams of Nash, Vice-Chairman, Allen, Anderson, Avant, Brantley, Carr, Dellinger, Dill, Edwards of Swain, Fields (R), Fisher of Cumberland, Greene, Henderson, Horne, King, Kirkman, Leinbach (R), Long, Maddrey, McDuffie (R), McRorie, Sanders, Scott, Shreve, Tew (R), Vogler, Ward (R), Whitley, Woodard, Woolard.

Courts and Judicial Districts: White, Chairman, Love, Vice-Chairman, Bender, Brock (R), Brown of Watauga, Edwards of Swain, Falls, Henderson, Holmes, Horton, Lassiter, Long, Parrott, Prichett, Regan, Sanders, Shreve, Taylor of Warren, Turner, Uzzell, Venters, Whitmire, Woltz, Womble, Worthington, Yarborough.

Drainage: Burgess, Chairman, Woolard, Vice-Chairman, Askew, Bender, Collier, Combs, Clark of Bladen, Etheridge, Floyd, Gregory, Johnson, Kilpatrick, Kiser, Mintz, Page, Swindell, Tew (R), Whitfield.

Education: Rodman, Chairman, Edwards of Swain, Vice-Chairman, Avant, Brock (R), Brown of Jackson, Brown of Watauga, Bryson, Burleson (R), Carr, Collier, Combs, Dellinger, Edwards of Greene, Fountain, Goodman (R), Hewlett, Henderson, Holmes, Kilpatrick, King, Kiser, Lassiter, Leinbach (R), Little of Alexander, Love, Maddrey, Marshall, Moore of Wilson, Page, Pittman, Pritchett, Quinn, Ramsay, Regan, Royster, Sams, Sanders, Shreve, Stoner, Taylor of Buncombe, Taylor of Warren, Turner, Umstead, Warren, Whitmire, Williams, Woltz, Womble, Yates, Yarborough.

Elections and Election Laws: Brown of Jackson, Chairman, Uzzell, Vice-Chairman, Blue, Brown of Watauga, Burleson (R), Etheridge, Falls, Hardison, Ireland (R), Love, Massey, Moore of Clay, Pou, Rodman, Spruill, Turner, White, Whitmire, Yarborough, Yates.

Employment Security: Pritchett, Chairman, O'Herron, Vice-Chairman, Avant, Bost, Burleson (R), Clark of Lincoln, Dellinger, Edwards of Greene, Elliott, Floyd, Fountain, Hewlett, Parrott, Ramsay, Rodman, Royster, Sams, Spruill, Taylor of Warren, Ward (R), Williams, Womble, Worthington, Yarborough.

Engrossed Bills: Gobble, Chairman, Allen, Bryant, Bryson, Fields (R), Massey, Mintz, Moore of Clay, Powell, Tew (R), Whitfield.

Expenditures of House: Massey, Chairman, Allen, Atkins, Dellinger, Duncan, Etheridge, Floyd, Fountain, Gentry, Gudger, Kirkman, Pittman, Satterfield, Umstead, Ward (R).

Federal and Interstate Cooperation: Crissman, Chairman, Stoner, Vice-Chairman, Clark of Lincoln, Edwards of Swain, Falls, Gentry, Henderson, Little of Anson, McRorie, Pittman, Pou, Quinn, Taylor of Warren, Williams, Womble, Worthington.

Finance: Bost, Chairman, Lassiter, Vice-Chairman, Allen, Anderson, Avant, Barker, Blackwell, Blue, Branch, Brantley, Brock (R), Carr, Clark of Bladen, Combs, Crissman, Dalrymple, Dellinger, Dill, Duncan, Edwards of Greene, Elliott, Falls, Fields (R), Fisher of Cumberland, Floyd, Fountain, Gobble, Greene, Gudger, Hardison, Henderson, Hewlett, Horton, Johnson, Kiser, Leinbach (R), Little of Alexander, Long, Marshall, McDuffie (R), McRorie, Moore of Wilson, Parrott, Pou, Powell, Ramsay, Satterfield, Scott, Taylor of Buncombe, Taylor of Warren, Turner, Umstead, Uzzell, Vogler, Ward (R), Warren, Whitfield, Wiggs, Womble, Woolard, Worthington, Yarborough.

Higher Education: Edwards of Greene, Chairman, Pope, Vice-Chairman, Atkins, Barker, Brock (R), Brown of Watauga, Collier, Doughton, Etheridge, Falls, Fields (R), Gudger, Horton, King, Kiser, Lassiter, Pou, Ramsay, Shreve, Umstead, Woodard.

Institutions for the Deaf: Horton, Chairman, McRorie, Vice-Chairman, Allen, Atkins, Burgess, Burleson (R), Elliott, Hardison, Ireland (R), Massey, Sams, Swindell, Warren, Yates.

Insurance: Taylor of Buncombe, Chairman, Pou, Vice-Chairman, Blackwell, Bost, Burgess, Carr, Crissman, Dellinger, Dill, Greene, Ireland (R), Lassiter, Little of Anson, Long, O'Herron, Pritchett, Rodman, Royster, Stoner, Umstead, Uzzell, Whitley, Worthington.

The Journal: Moore of Clay, Chairman, Askew, Avant, Bender, Blue, Dalrymple, Fisher of Cumberland, Horton, Johnson, King, Kirkman, Maddrey, McDuffie (R), McRorie, Page, Powell, Shreve, Quinn.

Judiciary No. 1: Whitmire, Chairman, Hewlett, Vice-Chairman, Atkins, Blackwell, Bost, Brock (R), Dellinger, Fisher of Transylvania (R), Floyd, Fountain, Gudger, Holmes, Lassiter, Long, Pittman, Pope, Pritchett, Ramsay, Rodman, Sanders, Shreve, Turner, Woltz, Womble, Worthington, Yarborough.

Judiciary No. 2: Uzzell, Chairman, Taylor of Warren, Vice-Chairman, Barker, Bender, Branch, Brown of Watauga, Clark of Lincoln, Crissman, Edwards of Swain, Falls, Henderson, Horton, Kirkman, Love, McDuffie (R), McRorie, Moore of Wilson, Parrott, Regan, Satterfield, Stoner, Taylor of Buncombe, Venters, White, Whitley.

Manufacturing and Labor: Burfoot, Chairman, Bryant, Vice-Chairman, Bost, Branch, Brown of Jackson, Clark of Bladen, Clark of Lincoln, Collier, Dawkins, Dill, Doughton, Fisher of Transylvania (R), Gentry, Gobble, Greene, Hardison, Lassiter, Little of Anson, Mintz, Powell, Ramsay, Regan, Rodman, Scott, Spruill, Taylor of Warren, Ward (R), Whitfield, Whitmire, Williams, Womble, Woolard, Yarborough.

Mental Institutions: Spruill, Chairman, Whitley, Vice-Chairman, Askew, Barker, Blue, Bryson, Dawkins, Elliott, Edwards of Greene, Fisher of Cumberland, Gobble, Greene, Gregory, Horton, Kilpatrick, Kiser, Leinbach (R), Maddrey, Massey, Moore of Clay, Page, Parrott, Sams, Satterfield, Stoner, Taylor of Buncombe, Tew (R), Umstead, Vogler, Warren, Womble, Yates.

Military Affairs: Turner, Chairman, Sanders, Vice-Chairman, Bryant, Dalrymple, Dill, Fisher of Transylvania (R), Kiser, Pittman, Powell, White, Whitley.

Teachers' and Employees' Retirement: Umstead, Chairman, Carr, Vice-Chairman, Bender, Bost, Branch, Burfoot, Dalrymple, Doughton, Fields (R), Fisher of Transylvania (R), Lassiter, Long, Marshall, McRorie, Parrott, Pittmen, Ramsay.

Propositions and Grievances: Regan, Chairman, Johnson, Vice-Chairman, Barker, Bost, Brantley, Burfoot, Burgess, Carr, Dill, Duncan, Edwards of Greene, Fields (R), Gobble, Greene, Hardison, Hewlett, King, Leinbach (R), Long, Marshall, Moore of Wilson, O'Herron, Parrott, Pittman, Pritchett, Rodman, Scott, Spruill, Taylor of Warren, Turner, Uzzell, Venters, Warren, Wiggs, Williams, Womble, Worthington.

Public Utilities: Lassiter, Chairman, Woltz, Vice-Chairman, Anderson, Barker, Blackwell, Bost, Branch, Bryant, Burfoot, Clark of Lincoln, Crissman, Fountain, Hardison, Hewlett, Horne, Kirkman, Little of Anson, Moore of Wilson, Parrott, Pou, Rodman, Royster, Scott, Spruill, Stoner, Taylor of Buncombe, Uzzell, Whitmire, Williams, Worthington, Yarborough.

Roads: Barker, Chairman, Worthington, Vice-Chairman, Askew, Bost, Branch, Brantley, Bryant, Burfoot, Burgess, Carr, Clark of Bladen, Dawkins, Doughton, Duncan, Edwards of Greene, Etheridge, Falls, Fields (R), Gobble, Greene, Gudger, Hardison, Horne, Ireland (R), Little of Anson, Long, Massey, McRorie, Mintz, Moore of Clay, Moore of Wilson, O'Herron, Parrott, Pope, Pou, Regan, Royster, Shreve, Spruill, Steed, Swindell, Uzzell, Whitley, Whitmire, Wiggs, Woltz.

Rules: Worthington, Chairman, Gobble, Vice-Chairman, Barker, Bost, Branch, Brown of Jackson, Bryant, Burfoot, Carr, Edwards of Greene, Edwards of Swain, Fisher of Transylvania (R), Greene, Horton, Johnson, Lassiter, Marshall, Pittman, Ramsay, Regan, Royster, Spruill, Taylor of Buncombe, Umstead, Venters, Whitmire, Williams, Woltz, Womble.

Salaries and Fees: Hardison, Chairman, Horne, Vice-Chairman, Allen, Anderson, Bender, Brantley, Bryson, Burleson (R), Combs, Dalrymple, Duncan, Edwards of Swain, Elliott, Fields, Fisher of Transylvania (R), Fisher of Cumberland, Floyd, Gobble, Goodman (R), Gregory, Henderson, Hewlett, Horton, Ireland,(R) Maddrey, Mintz, Scott, Warren, Woodard.

Wildlife Resources: Kilpatrick, Chairman, Long, Vice-Chairman, Allen, Atkins, Barker, Blue, Branch, Brantley, Brown of Watauga, Bryson, Burgess, Burleson (R), Carr, Dalrymple, Doughton, Fisher of Cumberland, Floyd, Holmes, Horton, Johnson, Little of Alexander, Massey, McDuffie (R), Moore of Clay, Satterfield, Swindell, Taylor of Buncombe, Turner, Uzzell, Vogler, Warren, White, Whitley.

Enrolled Bills: Dellinger, Chairman, Allen, Bender, Elliott, Falls, Fields (R), Fisher of Transylvania (R), Goodman (R), Gregory, Kilpatrick, Quinn, Scott, Steed, Vogler, White.

Justices of the Peace: Woodard, Chairman, Quinn, Vice-Chairman, Avant, Blackwell, Brantley, Brown of Watauga, Clay, Combs, Goodman (R), Gregory, Ireland(R), Kiser, Moore of Clay, Page, Pittman, Shreve, Swindell, Ward (R).

Library: Maddrey, Chairman, Blackwell, Brock (R), Clark of Bladen, Dellinger, Doughton, Elliott, Goodman (R), King, Kiser, Marshall, McRorie, Pope, Sams, Satterfield, Whitfield.

Printing: Vogler, Chairman, Avant, Blue, Bryson, Crissman, Dalrymple, Duncan, Fisher of Cumberland, Goodman (R), Maddrey, McDuffie (R), Page, Satterfield, Shreve, Whitfield, Yates.

Public Buildings and Grounds: Falls, Chairman, Brantley, Vice-Chairman, Anderson, Blackwell, Clark of Bladen, Crissman, Dalrymple, Duncan, Elliott, Fields (R), Floyd, Fountain, Gregory, Kiser, Long, McDuffie (R), Page, Pope, Vogler, Whitley, Woodard.

Trustees of the University: Ramsay, Chairman, Marshall, Vice-Chairman, Barker, Brock (R), Burleson (R), Burfoot, Clark of Bladen, Collier, Dawkins, Dill, Doughton, Duncan, Edwards of Swain, Etheridge, Fountain, King, Love, Moore of Wilson, O'Herron, Parrott, Pritchett, Regan, Rodman, Royster, Sams, Shreve, Spruill, Steed, Umstead, Venters, Whitfield, Whitmire, Womble, Yarborough.

Health: Royster, Chairman, Sams, Vice-Chairman, Askew, Barker, Branch, Brantley, Brock (R), Brown of Jackson, Bryant, Burgess, Clark of Bladen, Clark of Lincoln, Fisher of Transylvania (R), Floyd, Gentry, Gobble, Johnson, Kilpatrick, Kirkman, Little of Alexander, Mintz, Moore of Clay, Moore of Wilson, O'Herron, Page, Powell, Pritchett, Quinn, Scott, Spruill, Stoner, Taylor of Buncombe, Tew (R), Umstead, Uzzell, Vogler, Warren, White, Wiggs, Woltz, Woodard.

Senatorial Districts: Greene, Chairman, Henderson, Vice-Chairman, Branch, Brock (R), Brown of Watauga, Bryant, Burfoot, Clark of Lincoln, Dawkins, Gentry, Gobble, Gudger, Johnson, Little of Anson, Marshall, Quinn, Ramsay, Regan, Royster, Sanders, Spruill, Stoner, Taylor of Warren, Turner, Venters, Ward (R), Whitmire.

Penal Institutions: Warren, Chairman, Clark of Bladen, Vice-Chairman, Anderson, Blackwell, Branch, Combs, Dawkins, Falls, Gentry, Horne, Massey, McDuffie (R), Spruill, Steed, Umstead, White, Whitfield, Wiggs, Woolard.

Veterans Legislation: Dalrymple, Chairman, Mintz, Vice-Chairman, Branch, Doughton, Fisher of Transylvania (R), Gudger, Hardison, Hewlett, Leinbach (R), Little of Alexander, McRorie, O'Herron, Parrott, Pou, Wiggs, Woltz, Woolard.

Constitutional Amendments: Parrott, Chairman, Scott, Vice-Chairman, Atkins, Bender, Bost, Bryant, Doughton, Falls, Gudger, Hewlett, Holmes, Little of Alexander, Love, Pritchett, Shreve, Uzzell, Whitmire, Williams, Worthington.

Public Welfare: Little of Anson, Chairman, Clark of Lincoln, Vice-Chairman, Allen, Anderson, Brantley, Brock (R), Brown of Jackson, Bryson, Burleson (R), Collier, Doughton, Duncan, Edwards of Greene, Elliott, Gentry, Goodman, Johnson, Kilpatrick, King, Little of Alexander, Leinbach (R), Love, Maddrey, Moore of Wilson, Moore of Clay, Parrott, Pou, Powell, Quinn, Ramsay, Regan, Sams, Sanders, Taylor of Warren, Venters, Vogler, Ward (R), White, Wiggs, Woodard, Woolard, Yates.

Note: Speaker Taylor announced that the committee assignments of Dr. W. A. Sams, whose election in Madison County is being contested, are made subject to his being seated in the House.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2180

BULLETIN NO. 8
Thursday, January 11, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 27 - Introduced by Carlyle

"Amending Chapter 788 of the Session Laws of 1947, the same being G.S. 81-14.6 relating to the sale of cement blocks, cinder blocks, and other masonry units." (Classifies a masonry unit with a load bearing strength of 700 pounds per square inch or with an approved load bearing strength as a "standard load bearing" unit, and a unit not greater than 6 inches in width with a load bearing strength of not less than 350 pounds per square inch as a "non-load bearing" unit. Permits sale of "non-load bearing" units. Allows "rejects" when sold under provisions of cited section to be stamped as inferior in quality or as non-load bearing instead of inferior in quality only.) To Agriculture.

SB 28 - Introduced by Larkins

"To authorize the Governor and Council of State to allocate from the Contingency and Emergency Fund the sum of $175,000.00 to increase the appropriation for the construction of the addition to the Agriculture Building." (As title indicates; allocation supplements $1,000,000 appropriation made for this purpose in 1949.) To Appropriations.

LOCAL BILLS INTRODUCED -- SENATE

SB 26 - (Franklin) Introduced by Hobgood

"To fix the salaries of certain officials of Franklin County." (Effective July 1, 1951, sets annual salaries of named officials at amounts indicated: clerk of superior court, $4,200 plus $300 for work as juvenile court judge; register of deeds, $4,000; county accountant, $3,800; judge of recorder's court, $2,000; vice recorder, $100; county attorney, $3,600. County attorney is to serve as solicitor of recorder's court without additional pay; fees and commissions payable to him in tax suits are to be paid into county general fund. Chairman of board of county commissioners is to receive $20 and other board members $15 for not more than two meetings a month. Commissioners are given authority to increase up to 25% the pay of all officers and employees except (1) those named herein, (2) sheriff and his deputies, and (3) officials and employees whose pay is fixed by general law.) To Salaries and Fees.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 14 - Legislative employees pay. Reported favorably as amended 1/10; postponed to 1/12.

SB 15 - Governmental study commission. Reported favorably.
SB 21 - Civil defense emergency appropriation. Reported favorably.
SB 23 - Confederate widows. Reported favorably; re-referred to Appropriations.

HR 22 - (Joint Resolution) Commemorating Governor Aycock. Received from House; passed three readings.

LOCAL BILLS

SB 12 - (Forsyth) Sale of estate property. Reported favorably as amended.
SB 20 - (Anson) County commissioners qualifications. Reported favorably.

HB 17 - (Chowan) Deputy clerk of court. Received from House; passed three readings.

Note: The President of the Senate announced the following changes in standing committee assignments: Senator Young's name is removed from the General Statutes Committee; Senator Lennon is added to the Committee on Insurance; Senator Rankin is added to the Committee on Public Roads; Senator Hobgood is transferred from the Committee on Veterans and Military Affairs to the Committee on Senatorial Districts; Senator Whitley is transferred from the Committee on Public Health to the Committee on Public Welfare; Senator Talton is transferred from the Committee on Public Welfare to the Committee on Public Health.

Next session of Senate: 10:00 a.m., Friday, January 12, 1951.

#

BULLETIN NO. 8
Thursday, January 11, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 24 - Introduced by Blackwell

"To establish a commission to study the administrative agencies of the state government and to recommend legislation for greater efficiency and economy." (Establishes 7-member "Better Government Commission" to be appointed without political consideration, two by the governor, two by the President of the Senate, two by the Speaker of the House, one by the justices of the Supreme Court, as soon as practicable after ratification, to make study indicated in title, reporting its recommended legislation to the governor at least 4 months before the 1953 General Assembly convenes. Gives commission authority to inspect records or papers and occupied or controlled premises of any state agency. Authorizes employment of a full-time secretary and necessary stenographic assistance at salaries fixed by governor and council of state, the secretary to record proceedings, and conduct investigations and researches. Superintendent of buildings and grounds is to provide office space and equipment. Directs commission to use existing research facilities of state agencies and colleges within the state and forbids employment of assistance except as authorized. Commission members will receive $7 per day and, like the secretary, subsistence and travel allowances while away from home. All expenses are to be paid from Contingency and Emergency Fund.) To Judiciary 1.

HB 29 - Introduced by Moore of Wilson

"To authorize the Governor and Council of State to allocate from the Contingency and Emergency Fund the sum of $175,000.00 to increase the appropriation for the construction of the addition to the Agriculture Building." (Identical with SB 28 digested in the Senate section of today's bulletin.) To Appropriations.

LOCAL BILLS INTRODUCED -- HOUSE

HB 23 - (Franklin) Introduced by Yarborough

"To fix the salaries of certain officials of Franklin County." (Identical with SB 26 digested in the Senate section of today's bulletin.) To Counties, Cities, and Towns.

HB 25 - (Caldwell) Introduced by Pritchett

"To amend Chapter 7, Section 70 of the General Statutes of 1943, to change the terms of the superior court in Caldwell County." (As title indicates.) To Courts and Judicial Districts.

HB 26 - (Harnett) Introduced by Gregory

"To validate the official acts of M. B. Stewart, a justice of the peace in Harnett County." (Validates acts performed between April 1, 1949, and November 2, 1950. Does not apply to pending litigation.) To Judiciary 2.

HB 27 - (Wilkes) Introduced by McDuffie

"To authorize the board of commissioners of Wilkes County to defer and postpone the revaluation of real estate in said county until the year 1952." (As title indicates. Authorizes board of commissioners to appoint assessors in or before November 1951 to make revaluation as of January 1, 1952.) To Counties, Cities, and Towns.

HB 28 - (Cleveland) Introduced by Falls

"To amend Chapter 7, Section 70 of the General Statutes of 1943 so as to create an additional term of the superior court in Cleveland County." (As title indicates.) To Courts and Judicial Districts.

HOUSE CALENDAR ACTION

PUBLIC BILLS

HB 14 - Civil defense emergency appropriation. Reported favorably. Amended to change name of "State Council of Civilian Defense" to "State Council of Civil Defense". Passed second and third readings.

LOCAL BILLS

None.

Note: The Speaker appointed Representatives Etheridge, Pou, and Doughton to serve as the House members of the committee to make arrangements for the joint session commemorating former Governor Aycock as provided by HR 22.

Note: The Speaker made the following additional assignments to standing committees: Agriculture--Floyd, Whitfield; Roads--Avant, Horton, Satterfield; Trustees of the University--Whitley; Health--Gudger; Penal Institutions--Pou. The following members were relieved from assignment to committees indicated: Education--Avant; Federal and Interstate Cooperation--Pou; Public Buildings and Grounds--Whitley.

Next session of House: 11:00 a.m., Friday, January 12, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2180

BULLETIN NO. 9
Friday, January 12, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 30 - Introduced by Barnhardt and Fountain

"To expedite the publication of the session laws of North Carolina upon adjournment of each session of the General Assembly." (Amends G.S. 143-49 to require the director of purchase and contract to include a time limit specification in the contract for the printing of the session laws. Amends G.S. 147-43.1 to discontinue the requirement of preparation of marginal notes for publication; requires index references to refer to chapter or resolution numbers instead of page numbers.) Passed three readings and sent to House.

SB 31 - Introduced by Powell, Leatherman, Frink, and Weaver

"To amend Article 4 of Chapter 148 of the General Statutes of North Carolina relating to the arrest of paroled prisoners and revocation of paroles." (Authorizes paroles commissioner to appoint 1 to 4 special parole supervisors in addition to those appointed by the governor under G.S. 148-54. Such supervisors are empowered (1) on commissioner's order, to arrest without warrant any parolee and return him to authorities having custodial jurisdiction, or to commit the parolee to any jail or prison for a reasonable time where arrest follows temporary revocation of parole, (2) to arrest immediately without warrant any parolee on reasonable belief that he has violated terms of parole and will probably escape commissioner's jurisdiction or hide from arrest, and to commit him to jail or prison until commissioner determines if parole terms were violated. Also adds a new section, G.S. 148-61.1, providing that (1) governor may revoke parole in his discretion, causing parolee to be returned as escaped prisoner. Parolee may then be required to serve maximum original sentence without deducting time on parole. (2) Commissioner may revoke parole in his discretion temporarily or conditionally, parolee to be arrested as provided above and held for a reasonable time pending determination by commissioner on whether parole conditions have been violated. If violation of condition is found, commissioner must make recommendation to governor, otherwise parolee must be discharged on original parole. Also, rewrites G.S. 148-62 to provide that parolee may have parole revoked by governor on conviction of (or pleading guilty to) a new crime, and may be required to serve remainder of original sentence along with new sentence either concurrently or consecutively in the commissioner's discretion. G.S. 148-62 now calls for automatic revocation on conviction for new crime.) To Judiciary 2.

LOCAL BILLS INTRODUCED -- SENATE

SB 29 - (Franklin) Introduced by Hobgood

"To fix the salaries of the sheriff and deputy sheriffs of Franklin County and to require bonds of the deputies." (Effective July 1, 1951, sets annual salaries and travel allowances of sheriff and three deputies in lieu of all other compensation at amounts indicated: sheriff - salary, $4,000, travel, $720; first deputy - salary, $3,000, travel, $600; office and court deputy - salary, $2,700, travel, none; one additional deputy - salary, $2,700, travel, $600. Deputies are appointed by and serve at will of the sheriff. Fees and other allowances accruing to the sheriff or deputies in Franklin County are to be paid into county general fund. Each deputy is to furnish the sheriff with a $2,500 bond paid for out of county general fund.) To Salaries and Fees.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 14 - Legislative employees pay. Amended to make mileage compensation payable for one round trip only; passed second and third readings.
SB 15 - Governmental study commission. Postponed to 1/15.
SB 21 - Civil defense emergency appropriation. Amended to change name of "State Council of Civilian Defense" to "State Council of Civil Defense;" postponed to 1/15.
SB 30 - Printing session laws. Passed three readings.

HB 14 - Civil defense emergency appropriation, as amended in House 1/11. Received from House; sent to Appropriations.

LOCAL BILLS

SB 12 - (Forsyth) Sale of estate property. Amended to apply to Brunswick County; passed second and third readings.
SB 20 - (Anson) County commissioners qualifications. Passed second and third readings.

Note: ThePresident of the Senate announced the following transfers in standing committee assignments: Senator Price from Public Health to Appropriations; Senator Larkins from Commercial Fisheries to Finance; Senator Jones of Pitt from Journal, Engrossing, Enrolling, and Printing to Public Roads; Senator Jones of Surry from Election Laws to Insurance; Senator Young from Constitutional Amendments to Public Roads; Senator Medford from Justices of the Peace to Conservation and Development; Senator Banks from Committee for the Blind and Deaf to Conservation and Development. Senator Little is added to the Committee on Public Utilities.

Note: The President of the Senate appointed Senators Bailey and Talton to serve as the Senate members of the committee to make arrangements for the joint session commemorating former Governor Aycock as provided by HR 22.

BILLS RATIFIED

HB 17 - (Chowan) Deputy clerk of court.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, January 13, 1951.

#

BULLETIN NO. 9
Friday, January 12, 1951

Session: House -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 30 - Introduced by Parrott

"To amend Article 4 of Chapter 148 of the General Statutes of North Carolina relating to the arrest of paroled prisoners and revocation of paroles." (Identical with SB 31 digested in the Senate section of today's bulletin.) To Judiciary 2.

HB 33 - Introduced by Little of Anson

"To authorize counties and municipalities to appoint deputy tax collectors and to authorize levies and sales of personal property for taxes to be made by peace officers." (Amends G.S. 105-373 (§1701 of the Machinery Act) to authorize county and city governing bodies to employ one or more deputy tax collectors to work under and act in the name of the unit tax collector. Amount of compensation and bond is to be fixed by governing body. Amends G.S. 105-385 (§1713 of the Machinery Act) to empower such deputy collectors and also, upon approval of the governing body, any peace officer to levy on and sell personal property for taxes when directed to do so. Peace officers employed by the levying unit on a salary basis must turn fees collected for levy and sale into unit's general fund.) To Counties, Cities, and Towns.

HB 34 - Introduced by Rodman

"To amend G.S. 143-146 as to the execution of deeds for state-owned lands." (Amends cited section to authorize governor to execute deeds as provided in G.S. 143-148 (which requires signature of governor, attest by secretary of state, and affixation of state seal) for state-owned lands not needed for state purposes upon application of persons having such property in their charge. Application is to show that conveyance is for best interest of the state or agency concerned, and must be approved by council of state. Validates conveyances heretofore made by the governor, attested by the secretary of state, and approved by the council of state in accordance with G.S. 143-148, conveying land held by the state for the use of any institution, department, agency, or other purpose.) To Judiciary 1.

HB 35 - Introduced by Dill

"To amend section 160-25 of the General Statutes so as to eliminate the requirement that certain municipal employees be registered voters at the time of their appointment." (Amends G.S. 160-25 to eliminate the requirement that the chief of police or other chief officer of any city or town must be a qualified voter therein at time of appointment. Retains the requirement as to a mayor, commissioner, or alderman.) To Judiciary 1.

HB 38 - Introduced by Venters

"Relating to the distribution of the surplus of an estate in case of intestacy by re-writing paragraph 3 of section 28-149 of the General Statutes of North Carolina." (Amends G.S. 28-149(3) to provide that in case a married man dies intestate, leaving a wife but no children, the widow shall be entitled to all (rather than one-half) of her husband's personal estate.) To Judiciary 2.

HB 39 - Introduced by Umstead, Spruill, Dawkins, and Kilpatrick

"To provide in-service training and secure qualified professional personnel in the state hospitals for mental care by appropriating the sum of $200,000.00 to the North Carolina Hospitals Board of Control." (Appropriates from General Fund to State Hospitals Board of Control $75,000 each year of the biennium for an in-service training program and $125,000 each year of the biennium for the adjustment of salaries to the extent necessary to obtain more trained professional personnel in mental hospitals.) To Mental Institutions.

HB 40 - Introduced by Umstead

"To construct and equip a psychiatric unit at the University of North Carolina Hospital at Chapel Hill and to appropriate the sum of $750,000 to the State Hospitals Board of Control for said purpose." (Appropriates from General Fund to State Hospitals Board of Control $750,000 for constructing and equipping a psychiatric unit with facilities for treatment of mental cases and training of professional personnel at the University of North Carolina Medical School.) To Mental Institutions.

HB 41 - Introduced by Long

"To promote the safe maintenance of vehicles used upon the public highway." (Substitutes for G.S. 20-133 a new section authorizing the commissioner of motor vehicles to designate and supervise "Authorized Inspection Stations" to be selected from private garages and service stations requesting approval to conduct inspections in accordance with the commissioner's regulations designed to assure compliance with mechanical equipment statutes. Private stations must pay a yearly fee of $25, the authorization to expire on March 31 unless revoked by the commissioner for abuse of authority. Directs commissioner to establish in each of 33 state senatorial districts one or more permanent "Official Inspection Stations," not to exceed 40, to be operated under the commissioner's direction. Both types of station are authorized to issue certificates of approval upon payment of $1.50 fee if the vehicle complies with the mechanical equipment statutes as "particularized" by the commissioner's regulations. Funds derived from fees are to be placed in a "Motor Vehicle Inspection Fund" to meet expenses of the program. Inspection certificates have no bearing on tort liability and will not relieve the owner from criminal liability for failure to comply with mechanical equipment statutes. Adds a requirement that each application for registration and certificate of title must be accompanied by a certificate of inspection and approval within previous 6 months by an official or authorized station. Provides that the department must refuse to register or issue a certificate of title until applicant has furnished such certificate. Eliminates the provision relating to inspection by highway patrolmen of vehicles previously registered out of state. Provides that every application for renewal of registration must be accompanied by a certificate of inspection within previous 6 months and that no replacement or duplicate registration card or plate or certificate of title shall be issued without a proper inspection certificate. Effective date, July 1, 1951.) To Roads.

HB 43 - Introduced by Barker

"Amending Article 12 of the General Statutes of North Carolina relating to the practice of chiropody." (Amends G.S. 90-188 by defining a chiropodist as a "physician and surgeon of the human foot and leg". Allows the chiropodist to diagnose and give medical, surgical, mechanical, manipulative, or electrical treatment for all ailments of the human foot and leg instead of limited treatments for the foot only. Strikes out a provision which prohibits the chiropodist from making amputations or correcting deformities requiring the use of the knife. Rewrites G.S. 90-191 to require an applicant for examination to have a preliminary education equivalent to 2 years in an accredited college instead of a high school education only. Before examination, applicant must have obtained a degree in chiropody completing a 4-year course of at least 8 months per year and a total of 3980 hours. Rewrites G.S. 90-198 to raise the fee for a certificate from $10 to $25 and for an examination from $15 to $25. Increases maximum compensation of board from $4 to $10 per day. Rewrites G.S. 90-201 to make it a misdemeanor for anyone to advertise as a chiropodist without a valid certificate. Increases penalty to $1,000, or two years, or both, for each offense. Does not apply to surgeons of the armed forces hospital service, licensed physicians, or qualified chiropodists visiting in the state. Empowers the State Board of Chiropody to apply to superior court for injunctive relief to restrain illegal practices regardless of whether criminal prosecution has been instituted.) To Judiciary 2.

LOCAL BILLS INTRODUCED -- HOUSE

HB 31 - (Forsyth) Introduced by Gobble and King

"Authorizing the establishment of a city liquor control system in the city of Winston-Salem upon a vote of the people and providing for the allocation of the net proceeds from the operation of such system." (Provides that governing body of city may call, or on receipt of a petition signed by 10% of the registered voters must call, an election on the question of establishing ABC stores in the city. If petition is filed, governing body must order election within 60 days, but no election may be held on the day of, or within 30 days of, any state, city, or county primary or general election. Notice of election must be given 20 days before opening of registration books, and election must be conducted, including provision for absentee voting, under the general election laws. No new registration is required. Subsequent elections may be called not less than 3 years after any election conducted in accordance herewith. If a subsequent election goes against ABC stores, any stores then in operation shall cease to operate within 3 months. Provides for appointment by mayor and governing body of 3-man alcoholic control board if any election carries for ABC stores, to serve staggered terms of 3 years, chairman to be designated by appointing authority. Board is to operate under Article 3, G.S. Ch. 18, relating to county ABC boards. 25% of proceeds from ABC stores shall go to Forsyth County, and 75% to the city, 1/3 of the city's share to be used for debt service. If system is adopted governing body of Winston-Salem is empowered to establish additional stores "within the corporate municipalities.") To Propositions and Grievances.

HB 32 - (Franklin) Introduced by Yarborough

"To fix the salaries of the sheriff and deputy sheriffs of Franklin County and to require bonds of the deputies." (Identical with SB 29 digested in the Senate section of today's bulletin.) To Counties, Cities, and Towns.

HB 36 - (Graham) Introduced by Massey

"To place Graham County under the state-wide primary law." (Makes Article 19 of G.S. Ch. 163, relating to primary elections, applicable to Graham County so that political parties shall nominate candidates according to the state-wide primary.) To Elections and Election Laws.

HB 37 - (Warren) Introduced by Taylor of Warren

"To amend Chapter 201 of the Private Laws of 1915, being the charter of the town of Warrenton, by removing the tax limitation in respect to certain bond issues, and specifically repealing the conflicting provisions of G.S. 160-402 as the same applies to Warrenton." (Provides that charter provision limiting tax rates to $1.25 on the $100 of property and $3.75 on the poll shall not apply to taxes levied for the payment of debts incurred with the approval of the voters in connection with water, sewer, light, and power systems.) To Counties, Cities, and Towns.

HB 42 - (Clay, Graham, Swain, Cherokee, and Macon) Introduced by Moore of Clay

"To provide for the rotation of the position of Democratic candidate for the office of state senator among the several counties of the 33rd Senatorial

District, which counties are Graham, Clay, Swain, Cherokee, and Macon." (Sets up rotation system, beginning with Graham in the election of 1952, and followed by Clay, Swain, Cherokee, and Macon in successive bienniums, the rotation system to continue in this order permanently. Requires any candidate for senator in the district to file notice of intention with the chairman of the Democratic executive committee of his county at least 10 days before notice of candidacy is required to be filed according to the state-wide primary law. If no notice is filed by a person in the county entitled to nominate the candidate for senator, the chairman of the Democratic executive committee must notify the chairman of the executive committee of the county which would otherwise be next entitled to nominate a candidate, and a person from the latter county may then file for the office.) To Elections and Election Laws.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 14 - Legislative employees pay. Received from Senate; passed three readings.

SB 30 - Printing session laws. Received from Senate; passed three readings.

HB 29 - Agriculture building appropriation. Reported favorably; passed three readings.

LOCAL BILLS

None.

Note: The House today, upon the recommendation of its Committee on Elections and Election Laws, voted to seat Dr. W. A. Sams upon his arrival and dismissed the protest of election filed by his Republican opponent, R. S. Rice.

Next session of House: For consideration of local bills only, 10:00 a.m., Saturday, January 13, 1951.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 10
Monday, January 15, 1951

NOTE
The Senate convened at 10 a.m., Saturday, January 13, to consider local bills only. No bills were introduced; calendar action taken is included in this bulletin.

Session: Senate -- 7:45 p.m.
8:30 p.m., joint session

PUBLIC BILLS INTRODUCED -- SENATE

SB 32 - Introduced by Allsbrook

"To amend subsection 2 of G.S. 2-16 so as to authorize any clerk of the superior court of this state to administer oaths of office to public officers." (Adds a paragraph to cited section specifically authorizing clerks of the superior court to administer the oath of office to any public officer, notwithstanding G.S. 7-47 requiring superior court judges to take oath of office "before the governor, or before one of the judges of the supreme or superior courts, or before some justice of the peace," or any other general or special act relating to the subject. Validates oaths heretofore administered to public officers by clerks.) To Judiciary 2.

SENATE CALENDAR ACTION

PUBLIC BILLS

SR 15 - (Joint Resolution) Governmental study commission. Re-referred to Judiciary 2.

SB 21 - Civil defense emergency appropriation, as amended 1/12. (Identical with HB 14, see below). Postponed indefinitely.

HB 14 - Civil defense emergency appropriation, as amended in House 1/11. Withdrawn from Appropriations and placed on calendar; passed second and third readings.

HB 29 - Agriculture building appropriation. Received from House; sent to Appropriations 1/13.

LOCAL BILLS

None.

Next session of Senate: 12:00 noon, Tuesday, January 16, 1951.

#

BULLETIN NO. 10
Monday, January 15, 1951

NOTE

The House convened at 10:00 a.m., Saturday, January 13, to consider local bills only. No business whatever was transacted, and consequently no bulletin was published.

Session: House -- 8:00 p.m.
8:30 p.m., joint session

PUBLIC BILLS INTRODUCED -- HOUSE

HB 44 - Introduced by Yates and Bryson

"To raise from $20.00 to $25.00 the salary paid public school bus drivers out of state funds." (Appropriates $276,750 for each year of the next biennium to State Board of Education to accomplish purpose indicated in bill's title. This appropriation is in addition to funds provided for support of 9 months term in SB 9 and HB 7, the Biennial Appropriations Bill.) To Education.

LOCAL BILLS INTRODUCED -- HOUSE

HB 45 - (Haywood) Introduced by Yates

"To amend G.S. 9-25 relating to the manner of selecting the grand jury in Haywood County." (At the first criminal term after January 1, 1951, nine members of grand jury chosen are to serve for 1 year and 9 for 6 months; thereafter at the first criminal term after July 1 and January 1 each year 9 members of grand jury are to be chosen for 1 year terms.) To Counties, Cities, and Towns.

HB 46 - (Robeson) Introduced by Floyd and Regan

"To create bird sanctuaries within the towns of Fairmont, St. Pauls and Lumberton in Robeson County." (As title indicates. Makes it a misdemeanor punishable by fine up to $50 or imprisonment up to 30 days to kill, trap, or otherwise take any birds in these towns, except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, and starlings.) To Propositions and Grievances.

HOUSE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

SB 20 - (Anson) County commissioners qualifications. Received from Senate; sent to Judiciary 2.

SB 22 - (Moore) Paying taxicabs. Received from Senate; sent to Judiciary 1.

Next session of House: 12:00 noon, Tuesday, January 16, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 11
Tuesday, January 16, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 33 - Introduced by Larkins

"To appropriate $30,000 to provide for the construction of two additional rooms to the North Carolina hospital for treatment of spastic children." (As title indicates.) To Appropriations.

SB 34 - Introduced by Lennon

"To increase the maximum weekly and maximum aggregate compensation under the Workmen's Compensation Act." (Identical with HB 49 digested in the House section of today's bulletin.) To Insurance.

SB 35 - Introduced by Jones of Pitt and Carlyle

"To amend section 160-18 of the General Statutes relating to the jurisdiction of police officers." (Adds provision designed to authorize local police officers to transport prisoners from or to a jail located outside the corporate limits of the municipality, or "from one jail to another jail," to return prisoners to the municipality, and to attend court beyond the corporate limits. Amends section dealing with powers and duties of the town constable rather than G.S. 160-21 dealing with authority of policemen.) To Judiciary 1.

SB 36 - Introduced by Lennon

"To enlarge the powers and duties of the State Board of Alcoholic Control so as to provide for better and stricter regulation and enforcement of laws relating to the sale and distribution of malt beverages." (Effective April 1, 1951, requires all salesmen for wholesale distributors of malt beverages to obtain a salesman's permit from the State ABC Board by May 1 of each year. Salesman must be 21 years old, a United States citizen, must not have been convicted of violation of the prohibition laws within 2 years preceding application for permit, must not have been convicted of a felony or of a crime involving moral turpitude and must not have had a permit or license revoked within 2 years prior to application. Forbids any wholesale distributor after May 1, 1951, to employ any salesman who does not have a salesman's permit. Any person selling malt beverages without a permit is guilty of a misdemeanor. Route salesmen are responsible for sales made by helpers. Any person holding at time of ratification a malt beverages salesman's license issued by the Department of Revenue, unless the board determines the holder is undesirable, is deemed to have complied with requirements for filing application for a permit from the board. Board must certify data to Department of Revenue on all persons issued salesmen's permits; licenses issued by department are invalid unless a permit is first secured from the ABC Board. Empowers board to revoke permit upon finding that salesman violated the malt beverages laws or regulations; permit holders cited for violations have right to hearing as provided in G.S. 18-137. Bill actually refers to G.S. 18-109.1.) To Propositions and Grievances.

SB 37 - Introduced by Frink and others

"Relating to the compensation of retired justices of the supreme court and judges of the superior court." (Authorizes retirement pay as provided by G.S. 7-51 to any supreme or superior (regular or special) court judge who has retired or may retire with the approval of the governor and director of the budget under any retirement provision, notwithstanding the fact that the cause of retirement or physical condition may prevent assignment of the judge to hold court or perform other judicial functions.) To Judiciary 1.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry. Reported favorably as amended.
SB 32 - CSC taking oaths. Reported favorably.

LOCAL BILLS

none.

Next session of Senate: 12:00 noon, Wednesday, January 16, 1951.

#

BULLETIN NO. 11
Tuesday, January 16, 1951

Session: House -- 12:00 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 49 - Introduced by Hewlett

"To increase the maximum weekly and maximum aggregate compensation under the Workmen's Compensation Act." (Effective July 1, 1951, amends G.S. 97-29, 97-30, 97-38, and 97-41 to increase the maximum weekly compensation provided under cited act from $24 to $35, and the maximum aggregate compensation from $6,000 to $7,500.) To Employment Security.

HB 51 - Introduced by Bryson

"To amend section 1 of Article X of the Constitution relating to homesteads and exemptions so as to permit waiver of personal property exemption except as to wearing apparel, and $300 worth of household and kitchen furniture and provisions." (Adds to cited section a provision authorizing a person to waive his right to $500 personal property exemption except as to wearing apparel and not more than $300 of household and kitchen furniture and provisions selected by such person and his wife. Property so selected can not be sold or encumbered, but it may be sold with permission of judge of superior court and proceeds reinvested in similar goods. Proposed amendment is to be submitted to voters at general election on November 4, 1952.) To Constitutional Amendments.

HB 52 - Introduced by Barker

"To assure that motor vehicles are equipped as required by the Motor Vehicles Act of 1937." (Effective July 1, 1951, requires annual inspection of all motor vehicles for safety features prescribed by cited statute plus higher standards for brakes and steering operation set herein. Time for inspection is set by schedule based on year model of vehicle, but Commissioner of Motor Vehicles may adopt a different schedule by notifying individual owners of definite inspection dates. Inspections are to be made at not less than 60 lanes at permanent and temporary sites designated by Commissioner. Requires acceptance of out-of-state inspection certificates; permits extension of inspection date for vehicles not in state when inspection scheduled. Newly-acquired vehicles must be inspected within 60 days after acquisition during which time owner must carry evidence of time and place of acquisition. Commissioner may order inspection or re-inspection of a vehicle whenever evidence shows continued operation would be hazardous. Rejection certificate allows operation for period set by Commissioner to enable owner to secure repairs. If situs of rejected vehicle is more than 10 miles from a lane, owner may obtain approval certificate from patrolman by showing that defects have been corrected. If defects are not corrected within allotted time Commissioner must condemn vehicle, order its removal from highways under its own power within 1 day, and revoke registration, rebating pro rata amount of license fee upon surrender of plates. Annual inspection fee is set at $1.50; public vehicles to be inspected free. Funds collected are to be used to finance program, yearly surplus reverting to Highway Fund. Appropriates $500,000 from Highway Fund to set up system; to be repaid from collections. Requires all state agencies to return old inspection equipment to Department of Motor Vehicles. Makes it a misdemeanor to make, issue, or knowingly use counterfeit certificates, to display unauthorized certificate, to alter or deface certificate, to operate without a certificate, to fail to submit to inspection or re-inspection when ordered, or to operate vehicle during period of condemnation or rejection. Makes it a felony to counterfeit or sell inspection certificates. Possession of proper certificate, regardless of when obtained, is made complete defense to criminal charges of failing to have vehicle inspected, operating after certificate has expired, and operating uninspected vehicle.) To Roads.

HB 53 - Introduced by Whitfield, Taylor of Buncombe, and Shreve
"To rewrite Article 21 of Chapter 143 of the General Statutes relating to stream sanitation." (Rewrites cited article to create a stream sanitation commission to be composed of 7 members; chief engineers of State Board of Health and of Water Resources Division of Department of Conservation and Development, both ex-officio, and 5 members appointed for 6-year staggered terms by the governor, 1 each with experience in agriculture, wildlife, and municipal waste disposal, and 2 experienced in industrial waste disposal; initial appointees to be taken as far as possible from membership of present stream sanitation committee. Governor may remove member for sufficient cause after hearing. All members except ex-officio to receive $10 per day and mileage. Commission is to elect chairman and appoint an executive secretary with power to act for the commission in routine matters or those delegated by formal resolution. Necessary clerical assistance authorized, with technical services to be performed as far as possible by existing agencies. Funds held by any agency to the use of the commission are to be kept in special account on agency's books to be expended only on order of commission. In order to control disposal of wastes into waters so as to secure maximum benefit from all water uses, the commission is authorized: (1) to locate instances of waste disposal tending to impair water's best usage and to determine technical and economic feasibility of meeting disposal problems, (2) to collect and analyze data concerning presently installed disposal plants to determine their adequacy, (3) to conduct surveys of waters to appraise their best present and probable future dominant use, (4) to adopt rules and regulations for conduct of affairs, (5) to establish standards of water quality, based on study, according to reasonable and necessary use in best public interest, and to establish general policies on water uses, (6) to conduct experiments to discover practicable waste disposal methods, to cooperate and enter into contracts with other agencies and to establish research studies in state educational institutions for this purpose, (7) to adopt statewide rules and regulations after opportunity for hearings concerning feasible methods of protecting waters, (8) to issue orders requiring discontinuance or modification of waste discharge into waters, or approving method of disposal for stated period, (9) to make inspections to insure compliance with orders, rules, and regulations, and to require reports, subpoena witnesses and records, and otherwise secure information necessary to perform duties, though commission may not require disclosure of secret information on formulae, processes or business activities. After finding that a disposal plant is inadequate to protect waters, commission may order correction necessary to protect established water quality standard with nature of condition to be remedied and reason therefore stated in the order. If request is made within 30 days, a hearing must be had in which commission must consider evidence on reasonableness, practicability and physical and economic feasibility of any available disposal system. Degree of treatment needed or changes required and a reasonable time for compliance must be specified in order. Person receiving final order may appeal to superior court of the county where order is effective, and jury trial de novo may be had on request. Interested parties may intervene. Appellant complying with order may not be required to make further change in disposal method pending appeal. Whenever anyone plans a new discharge of wastes or an alteration of present discharges, full information and plans for treatment must be submitted to the commission, which shall enter an order approving the action if satisfactory, or may refuse approval on finding that discharge will be detrimental to the water, stating reasons and giving estimate of correction required for approval. Approval must be given to sewage plant if State Board of Health approved it prior to effective date of act. Approval of discharge into streams used as public water supply must be approved also by State Board of Health. Makes it a misdemeanor, carrying a fine of $50

to $500, to discharge wastes into waters in violation of final order of commission or in a manner prohibited by the act, or to refuse to furnish required data, and each week of continued violation after conviction is a separate offense. Penalty clause is specifically made inapplicable to elected officials of municipalities or other political subdivisions of the state when vote of the people is required to effectuate this act and the vote is against the machinery for doing so. Contains separability clause and is not to be interpreted as affecting the authority of the State Board of Health under G.S. Ch. 130, Articles 10 and 12.) To Conservation and Development.

HR 55 - (Joint Resolution) Introduced by Whitley, Pou, and Womble
"Authorizing and providing for a suitable portrait of Charles Brantley Aycock to be placed in the hall of the House of Representatives in the State Capitol." (As title indicates. Appropriates sufficient funds from Contingency and Emergency Fund.) To Appropriations.

LOCAL BILLS INTRODUCED -- HOUSE

HB 47 - (Forsyth) Introduced by Gobble, Blackwell, and King
"To fix the salary of the register of deeds of Forsyth County." (Effective January 1, 1951, fixes salary of named official at $5,500 annually, payable in monthly or semi-monthly installments at the election of board of county commissioners.) To Salaries and Fees.

HB 48 - (Cumberland) Introduced by Dawkins
"To provide for an election to be held in the city of Fayetteville in Cumberland County to determine whether the city manager form of government shall be retained therein, and to amend the charter of the city of Fayetteville in the event, as a consequence of said election, the city manager form of government is no longer retained." (As title indicates; election to be held on a Saturday on on before March 24, 1951. In event city manager government is defeated city will operate after May 9, 1951, under the charter and general and local laws in effect immediately preceding adoption of city manager government in 1947, with a board of 8 aldermen, one from each ward but nominated and elected by all voters and to be paid a salary not to exceed $300 annually. If city manager form is defeated, amends charter to empower aldermen to hire a city manager, with duties and powers to be prescribed by them, to aid in administering city affairs. Fayetteville Civil Service Commission and action taken under city manager government are not affected.) To Counties, Cities, and Towns.

HB 50 - (Sampson) Introduced by Tew
"Requiring all candidates for the office of mayor of the town of Roseboro and all candidates for the office of commissioners of the town of Roseboro to file notice of their candidacy." (Requires designated candidates to file written notice with town clerk before 12:00 noon on the first Monday in April of election years, candidates for mayor to pay $2 filing fee and candidates for commissioner to pay $1. Requires town clerk before noon the next day to post notice of names of candidates in his office, and to notify mayor of names of candidates. Requires mayor to call meeting of governing body within 4 days, and to notify governing body of names of candidates. Sets forth form of ballot, and provides that no person may be eligible for office who has not filed notice. Sets up full election procedure. Provides that persons receiving highest number of votes for mayor and for commissioner shall be declared elected.) To Counties, Cities, and Towns.

HB 54 - (Montgomery) Introduced by Steed
"To amend G.S. 115-38, relating to the nomination of members of the board of education of Montgomery County." (As title indicates; divides county into 5 districts designated in bill. In 1952 primary and biennially thereafter each

party will nominate one candidate from each district, these candidates to be voted for by all Montgomery County electors with the district candidates receiving the most votes becoming the nominees of their party.) To Education.

HOUSE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

SB 12 - (Forsyth) Sale of estate property, as amended in Senate 1/12. Received from Senate; sent to Judiciary 1, 1/15.

SB 22 - (Moore) Paying taxicabs. Erroneously reported 1/15 as received from Senate and sent to Judiciary 1. Bill is now before Senate Committee on Counties, Cities, and Towns.

BILLS RATIFIED

SR 1 - (Joint Resolution) Informing Governor.
SR 5 - (Joint Resolution) Inviting Governor.
SR 11 - (Joint Resolution) Printing Governor's messages.
SB 14 - Legislative employees pay, as amended in Senate 1/12.
SR 19 - (Joint Resolution) Memorializing Doughton.
SB 30 - Printing session laws.

HB 14 - Civil defense emergency appropriation, as amended in House 1/11.

Note: The Speaker assigned Representative Blue to committees on Counties, Cities, and Towns and Agriculture and relieved him from assignment to Corporations and Journal; he also assigned Representative Kirkman to Education.

Next session of House: 12:00 noon, Wednesday, January 17, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 12
Wednesday, January 17, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SR 38 - (Joint Resolution) Introduced by Jones of Pitt
"Respect to the late Doctor George Marion Cooper." [As title indicates.] Passed three readings and sent to House.

SB 39 - Introduced by Powell
"To amend section 20-63 of the General Statutes to provide for the issuance of only one registration plate for motor vehicles during emergencies and to provide for the replacement of illegible registration plates." [Adds provisions to subsection (a) of cited section authorizing commissioner of motor vehicles, (1) to cause only one registration plate to be issued for each motor vehicle when there is a threatened or actual metal shortage, and (2) on finding registration plate has become illegible, to require surrender of plates and new plates issued without charge. Wilfully to refuse surrender of plates after notice is a misdemeanor. Amends subsection (d) of cited section to provide that where only one plate is issued, it must be attached to rear of vehicle.] To Public Roads.

SB 40 - Introduced by Eagles
"To cure possible defects in conveyances of the governing bodies of cities, towns, school districts or school administrative units." [Validates all sales of real estate by bodies named in title made without notice and public outcry prior to January 1, 1942.] To Judiciary 2.

SB 41 - Introduced by Hancock and Carruthers
"To amend G.S. 9-19, relating to exemptions from jury duty." [Deletes from cited section the requirement that commanding officers of national guard, militia, and reserve units semi-annually file with local CSC the names of members of their organizations in order to secure jury exemption. Does not repeal the exemption for such personnel.] To Judiciary 2.

SB 42 - Introduced by Watts
"To regulate the sale of concentrated lye." [Effective July 1, 1951, makes it a misdemeanor to sell, expose, or offer for sale concentrated lye in any form sufficient to cause serious illness or serious injury, except that, for industrial use only, concentrated lye can be lawfully sold in sealed metal containers of not less than 10 pounds net weight, if marked "poison" and with a statement of recognized antidotes.] To Judiciary 2.

SB 43 - Introduced by Morris and Carlyle

"To amend subsection 8 of section 108-3 of the General Statutes of North Carolina so as to further clarify the procedure for employment of commissioners of public welfare." [Amends cited subsection to empower the State Board of Charities and Public Welfare, by and with the approval of the governor, to fix the salary of the commissioner of public welfare as well as to employ such sommissioner.] To Public Welfare.

SB 44 - Introduced by Frink

"To amend G.S. 113-146 relating to county fishing licenses." [Effective 30 days after ratification, amends G.S. 113-146 to require only those persons taking or attempting to take game fish including all species of listed fish and, when taken with a hook and line, rockfish, shad and herring, to obtain a "resident county fishing license." Requires a fishing license of any person taking or attempting to take any fish from waters in and west of Cleveland, Catawba, Alexander, Wilkes, and Surry counties which have been designated as trout waters. Applies only to inland waters under the jurisdiction of the Wildlife Resources Commission. Corrects reference to the Department of Conservation and Development in present section to read Wildlife Resources Commission.] To Wildlife Resources.

LOCAL BILLS INTRODUCED -- SENATE

SB 45 - (Brunswick) Introduced by Frink

"Fixing the salaries and expense of certain officials in Brunswick County." [Effective January 1, 1951, sets annual salaries of named officials at amounts indicated: register of deeds, $3,600; deputy register of deeds, $2,100; clerk of superior court, $3,600 (includes compensation for duties as clerk of recorder's court) plus $600 for work as juvenile court judge; assistant or deputy clerk of superior court, $2,400; county tax collector, $3,600; deputy tax collector, $2,100; county auditor, $3,600; deputy auditor, $2,100; judge of recorder's court, $1,800; solicitor of recorder's court, $1,800; sheriff, $3,600; court house janitor, $1,800. Empowers sheriff to employ named officers at monthly salaries indicated: two field deputies, $240 each; office deputy and jailer, $185 plus regular jail fees and $1.75 per day for feeding prisoners; jail night watchman, $60. Deputies are entitled to all fees collected in civil cases, but all fees allowed in criminal cases must be turned over to clerk of superior court. Sets compensation for county coroner at $10 for each day he is engaged in performance of his duties. Provides travel allowance for sheriff at $400 per year for travel in county and 8¢ per mile for necessary travel outside of county, for county coroner and other officials at 8¢ per mile, and for superior court jurors at 8¢ per mile for one round trip to courthouse and return home.] To Salaries and Fees.

SB 46 - (Montgomery) Introduced by Dorsett

"Relating to the publication of the receipts and the expenditures of public funds in Montgomery County and the minutes of the meetings of the board of county commissioners." [Requires board of education and county commissioners to publish monthly in newspaper itemized list of receipts and expenditures of county tax funds, except expenditures for old age assistance, aid to dependent children and other information by law confidential. Requires county commissioners to publish monthly in newspaper all minutes of board meetings. Authorizes $20 per month expenditure by each board for publication of minutes and list of receipts and expenditures, and if cost is not covered by this amount, publication must be by posting copies on court house door and three other places in county.] To Counties, Cities and Towns.

SB 47 - (Montgomery) Introduced by Dorsett

"To amend G.S. 6-52, relating to fees of witnesses in Montgomery County." [Adds paragraph giving county commissioners authority to fix daily witness fees at between $2.00 and $3.00.] To Salaries and Fees.

SB 48 - (Montgomery) Introduced by Dorsett

"Relating to the fees of jurors in Montgomery County." [Adds a paragraph to G.S. 9-5 giving the Montgomery county commissioners authority to fix juror fees between $4.00 and $7.00 per day, and granting a travel allowance of 5¢ per mile for one round trip per week between home and county seat.] To Salaries and Fees.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 10 - CSC bail power. Reported favorably.
SB 24 - Prohibiting palmistry. Amended to exempt fortune-telling at school and church socials in school and church buildings. Re-referred to Judiciary 2.
SB 32 - CSC taking oaths. Postponed until 1/18.
SB 35 - Police jurisdiction. Reported favorably.
SR 38 - (Joint Resolution) Memorializing Cooper. Passed three readings.

LOCAL BILLS

None.

Next session of Senate: 12:00 noon, Thursday, January 18, 1951.

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BULLETIN NO. 12
Wednesday, January 17, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 58 - Introduced by Womble and Whitley

"Authorizing boards of county commissioners to provide for the reproduction and safeguarding of certain public records by photocopying, photographing or microphotographing; providing for the admissibility in evidence of such reproductions and for the disposal, destruction or archival preservation of certain inactive records." [Authorizes county commissioners to purchase, lease, rent or contract for the necessary equipment and services for photocopying, photographing or microphotographing records filed, docketed, or recorded in offices of the clerk of superior court, register of deeds, or other county offices. Requires reproduction to be on the equipment secured by the county commissioners. Reproduced copies or films are to be deemed to be an original record and shall be admissible in evidence in proceedings of all court or administrative agencies. After reproductions have been filed, any county officer may destroy the original papers with the consent of the county commissioners and the State Department of Archives and History. Explanation of all papers to be destroyed is to be furnished Department of Archives, which may request any such documents as it may desire, but if the Department fails to request documents in 90 days, such failure is to be deemed consent to destruction of the records. Authorizes two or more counties to contract to use joint equipment, and to transport records to be reproduced to the situs of such equipment. Authorizes county commissioners to have prepared duplicate sets of reproductions and to store such sets in a safe place apart from the original records or reproductions.] To Judiciary 2.

HB 59 - Introduced by Blue

"Ratifying a proposed amendment to the Constitution of the United States of America, relating to the terms of office of the President of the United States." [Ratifies amendment prohibiting election of one person as president more than twice, or more than once if such person has served for more than 2 years of the term to which another was elected. Does not apply to President Truman, nor will it prevent any person from completing a term of office going on at the time when amendment becomes operative.] To Constitutional Amendments.

HB 61 - Introduced by Branch

"To amend Article 16 of Chapter 14 of the General Statutes, relating to offenses against property." [Adds new section, G.S. 14-86.1, providing that it shall be a misdemeanor for any itinerant buyer to purchase or trade for corn without the permission of the landowner upon whose premises such buying or trading is conducted.] To Judiciary 2.

HB 63 - Introduced by Pittman

"To amend G.S. 53-48 relative to limitation of loans by banks." [Adds to cited section a provision stating that loans secured by a like face amount of currency of the United States shall not be considered as money borrowed within the meaning of the section.] To Banks and Banking.

HB 65 - Introduced by Allen

"To amend G.S. 115-376, relating to school bus routes." [Amends cited section to provide that school bus routes shall be arranged, unless road or other conditions make it inadvisable, to reach to the homes of all children living on a state-maintained highway more than 1 1/2 miles from their assigned school.] To Education.

HB 66 - Introduced by Whitmire

"To authorize the chief justice of the Supreme Court of North Carolina to appoint an administrative assistant, and to prescribe his duties." [Authorizes chief justice to appoint for an indefinite period and to set the salary of an administrative assistant to aid in performing duties of the chief justice concerning the assignment of superior court judges. The chief justice shall prescribe functions and duties of the office which may include performance of the duties of executive secretary of the Judicial Council or of the Supreme Court reporter. Secretarial personnel, as recommended by the chief justice, shall be furnished. Expenses accruing prior to July 1, 1951, are to be paid from the Contingency and Emergency Fund and expenses accruing thereafter on approved budgets as applicable to other maintenance expenditures.] To Judiciary 1.

HB 67 - Introduced by Whitmire

"To amend Chapter 7 of the General Statutes in order that said chapter might be brought into conformity with Article IV, Section 11 of the Constitution authorizing the assignment of judges by the chief justice of the supreme court." (As title indicates. Inserts words "chief justice of the supreme court" in lieu of the word "governor" wherever it appears in cited chapter with reference to assignment of judges. Rewrites G.S. 7-46 and G.S. 7-78 to bring them into line with the new judicial assignment procedure.] To Judiciary 1.

HB 68 - Introduced by Whitmire

"Providing for assignment of superior court judges to hear non-jury matters at times other than during terms of court." [Authorizes chief justice to assign any regular, special, or emergency superior court judge to conduct pre-trial conferences and to hear in any county civil actions in which a jury trial is not required or has been waived without calling a term of court. Judges so assigned shall have during the period of their commission the same jurisdiction as that of the resident judge and of the regularly presiding judge of the district with reference to the hearing and determination of civil matters in vacation.] To Judiciary 1.

HB 69 - Introduced by Whitmire

"Relating to the jurisdiction of special superior court judges." [Rewrites G.S. 7-58 to give special judges in the courts they are assigned to hold the same power as regular judges, and when assigned to hold the courts of a county or district, the same power in court and in chambers that a resident judge or a judge regularly assigned to hold the courts of a district has. Amends G.S. 7-65, relating to jurisdiction to hear proceedings in vacation or at term, to give special judges residing in a particular district the same power that the resident judge has.] To Judiciary 1.

HB 70 - Introduced by Whitmire

"Relating to the jurisdiction of emergency superior court judges." [Rewrites G.S. 7-52 to give emergency judges in the courts they are assigned to hold the same power as regular judges, and when assigned to hold the courts of a county or district, the same power in court and in chambers that a resident judge or judge regularly assigned to hold the courts of a district has.] To Judiciary 1.

HB 71 - Introduced by Whitmire

"To amend section 15-194 of the General Statutes relating to the time of execution of prisoners sentenced to death upon conviction of crimes punishable by death." [Adds to cited section a provision that prisoners under death sentence can be executed on the third Friday following receipt by the warden of certificates from the clerk of the superior court and solicitor as proposed in HB 86 showing that no notice of appeal has been given.] To Judiciary 1.

HB 72 - Introduced by Whitmire

"Authorizing the appointment of assistants to the solicitor to represent the state in the superior courts of the several counties during the absence or disability of the regular solicitor." (Authorizes solicitors with approval of resident or presiding judge to appoint and set the term of service of one or more assistants in the counties of the solicitorial district to act for him in case of illness, absence, or disability. Requires appointment and termination of appointment to be entered upon the records of the clerk of superior court in the county in which made. In case solicitor can not exercise authority granted herein, resident judge or presiding judge may exercise the same authority. Compensation of assistants is to be paid by the regular solicitor.) To Judiciary 1.

HB 73 - Introduced by Whitmire

"To permit the jury during deliberations to have for inspection exhibits constituting evidence in the case." [Permits jury to have evidentiary exhibits during deliberations in the discretion of the presiding judge.] To Judiciary 1.

HB 74 - Introduced by Whitmire

"To secure more accurate statements of case on appeal in criminal actions." [When defense attorney in criminal case appealed to Supreme Court orders transcript of evidence and court's charge, the court reporter must furnish copies to the solicitor as well, the cost to be paid by county commissioners and taxed as costs in the action. In case of change of venue, bill must be paid by commissioners of county where action originated.] To Judiciary 1.

HB 75 - Introduced by Whitmire

"To amend section 1-182 of the General Statutes." [Rewrites cited section to authorize presiding judge to commit instructions to writing and permit jury to take them to jury room.] To Judiciary 1.

HB 76 - Introduced by Whitmire

"To amend section 1-183 of the General Statutes relative to motions for nonsuits in civil actions." [Rewrites cited section (1) to permit defendant to make motion for dismissal or for judgment as of nonsuit at close of all the evidence even though defendant makes no such motion at close of plaintiff's evidence, (2) to delete requirement that plaintiff except to court's granting motion of nonsuit in order for plaintiff to urge court's decision as ground for reversal, and (3) to delete requirement that defendant except to court's failure to grant motion of nonsuit in order for defendant to urge court's refusal as ground for reversal. Applies to all civil actions and special proceedings instituted after ratification and to all pending at time of ratification in which plaintiff has not rested his case.] To Judiciary 1.

HB 77 - Introduced by Whitmire

"To enforce provisions of section 35 Article I of the Constitution of North Carolina." [Requires that pleadings, orders, decrees, motions, and judgments in all actions and special proceedings, and all papers and documents required to be filed in any court shall be kept open for public inspection and shall not be impounded. Does not apply to proceedings for adoption under G. S. ch. 48, nor to proceedings in juvenile courts. Does not prevent withdrawal or destruction of documents in divorce action when parties, with approval of presiding judge, agree thereto.] To Judiciary 1.

HB 78 - Introduced by Whitmire

"To require true copies of documents relied on to be filed with pleadings in land controversies." [Requires party relying on any written instrument in a controversy involving title or boundary line of real property to file, within 30 days after issue of title or location is raised by the pleadings, as a supplement to his pleading, a true copy of the documentary evidence on which he relies including the complete record of any recorded instrument. Immaterial descriptions of land may be omitted and, by stipulation, abstracts may be filed in lieu of the entire document. Resident or presiding judge, after notice to interested parties, may at any time before trial term grant leave to file a true copy of documentary evidence as if filed within prescribed time. Requires judge to exclude documentary evidence for failure to comply with stated requirement, but judge may still permit offering party to file a true copy and admit it in evidence. Judge may in his discretion, upon exclusion of document for failure to file, order a mistrial and continuance and tax accumulated costs in whole or in part against party causing mistrial and continuance without regard to final outcome of case. Does not apply to pending litigation.] To Judiciary 1.

HB 79 - Introduced by Whitmire

"To eliminate the necessity of a special appearance in civil actions." [Effective July 1, 1951, as to both pending and new litigation, eliminates the necessity of making a special appearance to present the objection that the court has no jurisdiction over the person of the defendant. The objection may be presented by motion made either before or simultaneously with filing answer or in the answer itself; otherwise the objection is waived. An immediate appeal may be taken from the ruling as to jurisdiction or the party may preserve his exception for determination upon any subsequent appeal.] To Judiciary 1.

HB 80 - Introduced by Whitmire

"To rewrite section 15-1 of the General Statutes relating to the statute of limitations for misdemeanors." [Rewrites G.S. 15-1 to provide that the running of the 2-year statute of limitations on misdemeanors which is stopped at the time indictments are found by the grand jury in the superior court can also be stopped by the issuance of a warrant by an inferior court having jurisdiction. If a warrant or indictment is found defective, another prosecution can be instituted for the same offense within 1 year after such determination. Cited section is made to apply to petit larceny where the value of the property does not exceed $100 instead of where the value does not exceed $5 as at present.] To Judiciary 1.

HB 81 - Introduced by Whitmire

"To amend section 15-166 'exclusion of bystanders in trials for rape.'" [Amends G.S. 15-166 to allow judges to exclude bystanders from the court room in trials of cases for stated list of sex crimes during the taking of the testimony of children or female persons who are witnesses in the case instead of during the taking of the testimony of the prosecutrix only.] To Judiciary 1.

HB 82 - Introduced by Whitmire

"To amend the Constitution so as to provide a uniform method for filling vacancies in certain state offices." [Amends section 25 of Article IV of the Constitution to allow the governor's appointees filling vacancies in the offices established by the judiciary article to hold their places until the next regular election for members of the General Assembly held more than thirty days after the vacancy occurs, when elections shall be held to fill such offices. Submits the amendment to the voters at the general election on November 4, 1952.] To Constitutional Amendments.

HB 83 - Introduced by Whitmire

"To amend G.S. 122-91 as the same pertains to the commitment of alleged criminals to the state hospital by superior court judges." [Amends cited section authorizing superior court judges to commit persons charged with a felony to state hospital for observation, so as to include resident as well as presiding judges, and to provide that the action may be taken in or out of term.] To Judiciary 1.

HB 84 - Introduced by Whitmire

"To substitute an endorsement on the original summons for the issue of alias or pluries summons." [Rewrites G.S. 1-95 to provide for endorsement on original summons instead of issuance of alias or pluries summons as the means of extending the life of the summons. Amends G.S. 105-391 and 1-96 in accordance with the foregoing. Effective date - July 1, 1951 and will be applicable to litigation pending on that date.] To Judiciary 1.

HB 85 - Introduced by Whitmire

"To provide that amendments to pleadings in civil cases shall relate back." [Adds a new section G.S. 1-164.1 effective upon ratification but not applicable to pending litigation providing that whenever a cause of action, claim, or defense alleged in an amended pleading arose out of the conduct, transaction, or occurrence set forth or attempted to be set forth in the original pleading, the amendment relates back, in the case of an amended complaint, to the commencement of the action, and in the case of other amended pleadings, to the date of the original pleading. Rule applies regardless of whether a time limitation is a statute of limitation or condition precedent to the cause of action.] To Judiciary 1.

HB 86 - Introduced by Whitmire

"To rewrite section 15-189 of the General Statutes relating to the transmission of certified copies of sentences of death and appeal entries to the warden of the state penitentiary and to the attorney general's office." [Rewrites cited section to require the clerk of the superior court in which a death sentence is pronounced to transmit to the warden of the state penitentiary and to the attorney general, between 10 and 20 days prior to date fixed for execution, (1) a certified copy of the judgment and sentence, (2) copy of notice or entry of appeal, or if there is no appeal, a statement to that effect, (3) a certificate from the solicitor or prosecutor in the case wherein the solicitor states the notice of appeal has or has not been made, and that he has examined the judgment, death sentence, and notice of appeal, if any, and found them correct. If notice of appeal is made after term of court, certificates must be transmitted in same manner. Warden must not carry out sentence until foregoing documents are received.] To Judiciary 1.

HB 87 - Introduced by Whitmire

"To amend Chapter 15 of the General Statutes for the purpose of providing a remedy for persons convicted and imprisoned in the penitentiary and prisons of the state, who assert that rights guaranteed to them by the Constitution of the United States or the State of North Carolina, or both, have been denied or violated, in trials or proceedings in which they were convicted." [To accomplish purpose indicated in title adds new article to cited chapter. Authorizes proceeding in superior court of Wake County or in county of conviction to be begun within 5 years after final judgment or within 3 years after bill's ratification, whichever is later. May be instituted only where there has been no prior adjudication of constitutional point at issue by any court of competent jurisdiction. Provides for service on solicitor, the kind of evidence to be received, and for paying for counsel and costs where petitioner unable to do so. Court is to hear and pass on issues without a jury; Supreme Court review is to be by writ of certiorari.] To Judiciary 1.

HB 88 - Introduced by Whitmire

"To limit damages for personal injuries to pecuniary losses when injured person has died and action is prosecuted by personal representative." [Provides that in such cases damages shall not be awarded for physical or mental pain or suffering of deceased, but shall be limited to pecuniary loss to injured person. Applies only to actions where injuries are received after ratification.] To Judiciary 1.

HB 89 - Introduced by Whitmire

"To amend section 28-173 of the General Statutes and to make the two year statute of limitations (section 1-53) applicable to actions for wrongful death." [Amends G.S. 28-173 and 1-53 to provide that actions for wrongful death shall be brought within two years after such death instead of one year. Applies only to actions where death occurs after ratification.] To Judiciary 1.

HB 90 - Introduced by Whitmire

"To amend section 28-173 of the General Statutes relating to the payment of burial expenses out of recovery in wrongful death actions." [Amends cited section to provide that burial expenses are not recoverable as an element of damages in wrongful death actions, but that such expenses may be paid out of the actual recovery if the general estate is insufficient to cover such expenses. Applies only to actions where death occurs after ratification.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 56 - (Cabarrus) Introduced by Quinn and Bost

"To change the name of the Cabarrus County Hospital to Cabarrus Memorial Hospital." [As title indicates; changes name wherever it appears in all general, special, or local acts.] To Counties, Cities, and Towns.

HB 57 - (Davidson) Introduced by Stoner

"To amend Chapter 276 of the Public-Local Laws of 1913, and all subsequent amendments thereto, relating to court costs in the Davidson County Court." [Amends cited chapter to provide for a fee of $9 to be taxed by the clerk in each criminal case and paid to county manager to defray salaries and other costs of court operation. In addition provides for arrest fee of $1.50, jail fees, state tax, witness fees and additional fees as the court may set, including appeal to superior court ($2), issuing capias ($1), judgment nisi or sci. fa. (50¢), serving sci. fa. or capias ($1.50). Witnesses are to receive 50¢ per day and mileage each way at 5¢.] To Courts and Judicial Districts.

HB 60 - (Polk) Introduced by Brantley

"Relating to fees of justices of the peace in Polk County." [Sets following fee schedule for justices of the peace: subpoenas 25¢, recognizance $1, judgment contested $3, judgment not contested $2, capias and order 70¢, and continuance 60¢.] To Salaries and Fees.

HB 62 - (Macon) Introduced by Bryson

"Relating to the fees of jurors in Macon County." [Amends G.S. 9-5 by adding a new paragraph providing that superior court jurors shall receive a daily fee set by county commissioners at not less than $4 nor more than $5. Travel allowance provision is unchanged.] To Salaries and Fees.

HB 64 - (Transylvania) Introduced by Fisher of Transylvania
"To authorize the board of education of Transylvania County, with the approval of the board of county commissioners of said county, to enter into a contract for the construction of the North Brevard elementary school building or the Lake Toxaway elementary school building, payment for cost of part of which state capital outlay funds are available, and to authorize the payment of the balance of the contract costs from county capital outlay funds." [Authorizes county commissioners to approve by resolution a contract for the construction of either of named buildings, agreeing therein to provide from capital outlay funds in fiscal 1951-52 an amount to equal the difference between the amount of state capital outlay funds available and the lowest bid received for construction of said building. Authorizes board of education thereafter to contract for the construction of said building in amount of lowest bid after due advertisement and notice as required by law, regardless of provisions of G.S. 153-130 relating to provisions for payment of county contracts.] To Education.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SR 38 - (Joint Resolution) Memorializing Cooper. Received from Senate; passed three readings.

LOCAL BILLS

HB 2 - (Pender) Disposition of delinquent taxes. Reported favorably.
HB 8 - (Scotland) Laurinburg city manager election. Reported favorably.
HB 11 - (Clay) Abolishing tax penalties. Reported favorably.
HB 13 - (Forsyth) Winston-Salem annexation. Reported favorably.
HB 19 - (Pitt) Election of Ayden aldermen. Reported favorably.
HB 23 - (Franklin) Officials pay. Reported favorably.
HB 27 - (Wilkes) Postponing revaluation. Reported favorably.
HB 32 - (Franklin) Sheriffs salary. Reported favorably.
HB 45 - (Haywood) Grand jury terms. Reported favorably.
HB 50 - (Sampson) Roseboro candidates. Reported favorably.

Next session of House: 12:00 noon, Thursday, January 18, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 13
Thursday, January 18, 1951

Session: Senate -- 12 noon

PUBLIC BILLS INTRODUCED -- SENATE

SR 59 - (Senate Resolution) Introduced by Carlyle, Eller, and Jones of Surry
"Expressing regret of the Senate upon the passing of Honorable W. B. Reeves, senator from the 29th Senatorial District." [As title indicates.] Resolution adopted.

SB 50 - Introduced by Price
"Amending Chapter 130 of the General Statutes relating to the issuance of bonds by sanitary districts and changing the method of determining results of election in sanitary districts so as to conform with the Constitution of North Carolina and to enact what appears as Chapter 880 of the Session Laws of 1949 which was not adopted in accordance with the applicable provisions of the Constitution." [Enacts cited chapter of 1949 Session Laws which rewrites Articles 6 and 7 of G.S. Ch. 130 dealing with sanitary districts and special-tax sanitary districts to remove provisions now in those statutes requiring affirmative vote of majority of registered voters to carry bond and special-tax elections for sanitary districts and to insert provision requiring simply affirmative vote of majority of those voting. Rewrites portions of G.S. 130-39 dealing with corporate powers of districts; inserts provision making it unnecessary to hold public hearing on engineer's reports for district plan except in cases where bond issues are contemplated; inserts a new provision specifying purposes for which sanitary district may issue bonds.] To Finance.

SB 51 - Introduced by Powell
"To amend sections 20-138 and 20-139 of the General Statutes to prohibit the operation of motor vehicles under the influence of drugs and to prohibit the operation of motor vehicles under the influence of drugs or intoxicants on church and orphanage grounds." [Amends cited sections to make it unlawful for any person to drive on the highways within the state and on the grounds of certain public and private institutions while under the influence of any drug rather than while under the influence of narcotic drugs only as under the present law. Makes it unlawful for habitual users of hypnotic drugs as well as narcotic drugs to drive on the state highways. Adds orphanages and churches to the list of institutions on whose premises driving under the influence of drugs or liquor is made unlawful.] To Public Roads.

SB 52 - Introduced by Powell
"To require drivers involved in accidents to stop at the scenes thereof and remain until authorized to leave and to provide for the revocation of drivers' licenses of persons convicted of hit and run driving." [Rewrites G.S. 20-17(4) to make a violation of any provision of the hit and run statute, G.S. 20-166, instead

of a violation involving failure to render aid only, a cause for mandatory revocation of driver licenses. Rewrites G.S. 20-166 to provide that driver of vehicle involved in accident resulting in injury or death or damage to property must stop and remain at scene until reported to law enforcement agency, unless necessary to leave to obtain medical aid or to report accident, in which latter case he must return and not leave until permitted by officer or driver or owner of other car, or unless to obtain medical aid. Investigating officer must report finding to department on form provided, to be filed on fifth of following month. Willful violation in case of property damage only is: first offense, not less than $100 or 30-days, or both; second offense, not less than $200 or 6 months, or both; third offense, not less than $500 or 12 months, or both. Rewrites G.S. 20-182 to make willful violation in case of death or personal injury a felony punishable by fine of not less than $500 or imprisonment for 1 to 5 years, or both. Court may not suspend judgment on payment of costs.] To Public Roads.

SB 53 - Introduced by Barnhardt

"To amend the General Statutes relating to the execution, revocation and probate of wills." [Amends G.S. 31-1 to include married women among those qualified to make a will, eliminating the necessity for G.S. 31-2 which is repealed. Amends G.S. 52-8 relating to married woman's capacity to make a will so as to make the age requirement conform with G.S. 31-1. Rewrites G.S. 31-3 relating to execution of wills expanding it to include separate sections relating to necessity for compliance with statutory requirements, kinds of wills (attested written, holographic, and nuncupative), requirements of each kind of will, incorporation by reference, and no necessity for a seal. Rewrites Art. 2 (G.S. 31-5;-8) relating to revocation of wills, expanding and re-numbering the sections to include separate provisions relating to revocation of written wills and nuncupative wills, revocation by divorce, effect on will of after-born child, effect of changes in circumstances, revival of revoked will, and competency of beneficiaries as witnesses. Amends G.S. 31-18 by rewriting and amplifying it to include detailed provisions for the probate of of attested written wills, holographic wills, and nuncupative wills. Re-numbers G.S. 31-26 relating to probate of wills of members of the armed forces to incorporate it into the amplified probate section as G.S. 31-18.4. Adds a new section, G.S. 31-45.1, declaring a will valid which meets applicable provisions of the law in effect either at time of execution or at death of testator. Adds a new section, G.S. 31-8.1, providing that any person competent to be a witness generally may witness a will. Does not invalidate any will executed or probated prior to July 1, 1951, and does not apply to pending litigation. Effective date, July 1, 1951.] To Judiciary 1.

SB 54 - Introduced by Barnhardt

"To amend Chapter 1 of the General Statutes relating to the examination of parties and certain other persons before trial." [Effective July 1, 1951, rewrites Article 46 of G.S. Ch. 1 to set up sole procedure for pre-trial examination of certain persons. Sets forth purposes of examination (obtaining evidence and/or information needed for pleading), who may examine (any party), who may be examined (a party or person for whose benefit the action is being prosecuted or defended, or officer, agent, or employee of a corporate party), where examination may be had, and powers of commissioner appointed by judge or clerk and before whom examination is to be had. Sets forth procedure for examination before examining party's initial pleading has been filed, and procedure for examination after initial pleadings have been filed. Provides for service on person to be examined and notice to other parties, procedure in examination, submission of transcript to witness, certification and filing of examination, and use of deposition at trial. Provides for written interrogatories. Provides for refusal to answer question, procedure to compel answer, failure to appear for examination, and failure to answer question as ordered. Provides for waiver of errors and irregulatities. Provides that commissioner's fee and reporter's compensation shall be fixed by the clerk and taxed as costs. Present Article 46 remains in force after July 1, 1951, for completion or use of any examination started or taken prior to that date.] To Judiciary 1.

SB 55 - Introduced by Barnhardt

"To amend Chapter 164 of the General Statutes relating to the powers and duties of the General Statutes Commission." [Adds to duties of commission in G.S. 164-13 (1) the recommending to the General Assembly of the enactment of substantive change in the law deemed advisable and (2) the budgeting and expenditure of funds made available for utilizing the services of specially qualified persons and necessary clerical assistance. Provides that funds may be allocated to the commission from the Contingency and Emergency Fund.] To Judiciary 1.

SB 56 - Introduced by Barnhardt

"To clarify G.S. 75-5, relating to unfair trade practices." [Simplifies complicated language of section without changing the meaning of the original enactment. Effective date July 1, 1951.] To Judiciary 1.

SB 57 - Introduced by Barnhardt

"To prescribe the method for computing degrees of kinship." [Effective July 1, 1951, amends Rule 6 of G.S. 29-1 to substitute for reference to computation of kinship by common law a reference to new section, G.S. 104A-1, inserted by bill. New section provides methods as follows: (1) lineal kinship--count 1 degree for each person in line of ascent or descent, omitting the person from whom computation begins; (2) collateral kinship--omitting person from whom computation begins, count 1 degree for each person in ascending line including common ancestor, then count 1 degree for each person in descending line including person whose kinship is being determined. For purposes of determining rights to real property, does not apply in computing kinship of a person to any person who died prior to July 1, 1951.] To Judiciary 1.

SB 58 - Introduced by Barnhardt

"To amend Chapter 1129 of the Session Laws of 1949, relating to liens on property brought into this state." [Rewrites cited chapter (now codified as G.S. 44-38.1). Provides that for purposes of the bill, personalty acquires a situs in this state when brought into this state for permanent location here, and that after property is here for two consecutive months it shall be prima facie evidence of acquisition of situs. When personalty covered by deed of trust, mortgage, or conditional sale contract is brought into this state and acquires a situs here, the encumbrance is valid against subsequent takers prior to registration here (1) if encumbrance was properly registered in state of prior location and (2) if encumbrance is registered here within 10 days after mortgagee, grantee in deed of trust, or conditional sale vendor has knowledge that property has been brought here and (3) if, in any event, encumbrance is registered here within 4 months after arrival. When encumbered personalty is brought into this state and no situs is acquired, the encumbrance is valid against subsequent takers only from date of registration in prior state. When encumbered personalty is brought here from a state where encumbrance is not required to be registered, the encumbrance is valid against subsequent takers only from the time of registration here pursuant to G.S. 47-20, relating to such registration. Does not apply to pending litigation and is effective July 1, 1951.] To Judiciary 1.

SB 59 - Introduced by Barnhardt

"To amend the statutes relating to the registration of mortgages." [Repeals G.S. 47-23, relating to registration of conditional sales contracts, and rewrites G.S. 47-20, relating to registration of deeds of trust and mortgages, to provide that a deed of trust or mortgage of realty or personalty or a conditional sale contract shall be valid as against subsequent takers only from the time of registration. Deeds of trust and mortgages of realty are to be registered in the county where the land lies. Deeds of trust and mortgages of personalty and conditional sale contracts must be registered as follows: (1) if the mortgagor, grantor, or conditional sale vendee resides in this state, in the county of his residence;

(2) if such person resides outside the state, in each county where any part of the personalty is located at the time of the transaction; (3) if such person is a domestic corporation, in the county in which is located the principal office according to the certificate of incorporation, but if the principal office is not designated in such certificate then in each county in which the property lies at the time of the transaction; (4) if such person is a domestic corporation, in each county where any part of the property lies at the time of the transaction. Deeds of trust or mortgages or conditional sales contracts of choses in action must be registered in the county where the grantor, mortgagor, or conditional sale vendee resides. Fees for registering conditional sales contracts are to be the same as for registering chattel mortgages. Effective date July 1, 1951.] To Judiciary 1.

SB 60 - Introduced by Barnhardt

"To amend the statutes relating to sales pursuant to a power of sale containe in a mortgage." [Adds to G.S. 45-21.16, relating to contents of notice of sale under power of sale, a subsection requiring that the notice state that property is to be sold subject to taxes and special assessments if such be true. Amends G.S. 45-21.31(a) relating to disposition of proceeds of such a sale, and G.S. 105-408, requiring taxes to be paid from proceeds of sales under a power, to provide that taxes and special assessments shall not be paid from the proceeds if the property was sold subject to taxes and/or special assessments. Amends G.S. 45-21.26, relating to preliminary report of sale, to require that time and place, as well as date of sale, be reported. Amends G.S. 45-21.29, relating to a resale of property because of an upset bid, to require that resales may not be consummated until confirmed by clerk of superior court, such confirmation to await expiration of time for submitting a further upset bid. Effective date, July 1, 1951.] To Judiciary 1.

SB 61 - Introduced by Barnhardt

"Relating to the proof of attested instruments and providing forms therefor." [Effective July 1, 1951, rewrites G.S. 47-12 to provide that the execution of an instrument subscribed by witnesses may be proved for registration by a sworn statement of a subscribing witness who is not a grantee or beneficiary thereof. If all subscribing witnesses are unavailable, execution may be proved by a sworn statement that affiant knows the handwriting of the maker and that the purported maker's signature is in maker's handwriting, or by a sworn statement to the same effect as to signature of a subscribing witness who is not a beneficiary or grantee. G.S. 52-12 dealing with contracts of wife with husband concerning her real property remains unaffected. The person taking proof must make certification of fact of proof which becomes prima facie evidence of facts certified.] To Judiciary 1.

SB 62 - Introduced by Barnhardt

"To amend Chapter 1 of the General Statutes, relating to civil procedure." [Makes numerous minor correctional amendments in chapter of which the following are most significant: Amends G.S. 1-27 to provide that action by any party to an obligation which causes statute of limitations to begin running anew has that effect only as to the person doing the act or making the admission or acknowledgement. Deletes portion of G.S. 1-27 relating to partners now covered by G.S. 59-65. Re-numbers G.S. 1-48 as G.S. 1-54(6) and amends it to indicate that 1-year limitation with respect to recovery of deficiency judgments after foreclosure commences with date of delivery of deed pursuant to foreclosure sale. Amends 1-year statute of limitations section (G.S. 1-54) to make it apply to "proceedings" as well as actions. Amends G.S. 1-56 relating to limitations on all causes of action not otherwise provided for so as to make it refer to Articles 3, 4, and 5 of Chapter 1. Modifies G.S. 1-76(4) requiring venue of actions for recovery of personal property to be laid in county where property is located to refer to "recovery of personal property when the recovery of the property itself is the sole or primary relief demanded." Amends G.S. 1-79 to define the residence of domestic corporations for purpose of legal proceedings as the principal office shown by the certificate of incorporation. Rewrites G.S. 1-181 dealing with requests for special instructions to jury to clarify procedure and to provide that such requests must be submitted before arguments, but to allow court to consider them regardless of when submitted. Amends G.S. 1-288 relating to appeals in forma pauperis (1) to permit filing at any time during term or within 5 days thereafter and (2) to require CSC to pass on and grant or deny appeal within 10 days after expiration of term. Amends G.S. 1-440.45 relating to procedure when defendant prevails in attachment action by rewriting subsection (c) to incorporate a holding that a motion in the cause to recover on a bond taken for defendant's benefit would not be proper before judgment. Adds to G.S. 1-440.46 a new subsection providing that upon judgment in his favor in the principal action, the plaintiff is entitled to judgment on any bond taken for his benefit therein. Amends G.S. 1-581 relating to notice of motion to allow the court or judge to prescribe, by an order made without notice, a time less than 10 days before the appointed hearing when notice of a motion must be served. Does not apply to pending litigation. Effective July 1, 1951.] To Judiciary 1.

SB 63 - Introduced by Barnhardt

"Relating to the commencement of actions and the issuance of summons." [Amends G.S. 1-88 to clarify the procedure for commencing actions, requiring issuance of summons even though service is to be by publication. Adds a new section G.S. 1-88.1 specifying that a summons is issued when, after being filled out and dated, it is signed by the officer authorized to do so. Date of summons is prima facie evidence of date of issuance. Effective July 1, 1951.] To Judiciary 1.

SB 64 - Introduced by Barnhardt

"Relating to necessary parties in proceedings for the partition of a decedent's estate." [Effective July 1, 1951, inserts new section, G.S. 46-24.1, providing that when proceeding to partition real property of decedent's estate is started within 2 years of decedent's death or before estate is fully administered, personal representative must be joined as plaintiff or made party defendant as provided by G.S. 28-83 dealing with judicial sales for partition.] To Judiciary 1.

SB 65 - Introduced by Barnhardt

"Amending the laws relating to proof of service and proof of publication of notice." [Rewrites G.S. 1-102, relating to proof of service, to provide that proof of service or service by publication must be (1) by return of sheriff or other proper officer; (2) by affidavit of publication as provided by G.S. 1-600, (3) by written admission of party to be served; or (4) by written acceptance of service. Adds a new section, G.S. 1-600, providing that publication of notice may be proved by printed copy of notice together with prescribed affidavit of one of named officials of the newspaper printing the notice, these documents to constitute prima facie evidence of facts stated therein. This method of proof is not to be conclusive, and facts of publication may be proved by any competent evidence. Amends G.S. 28-48, relating to proof of advertisement, to allow affidavit by any newspaper official named in G.S. 1-600. Amends G.S. 55-121, relating to voluntary dissolution of a corporation, to allow affidavit required therein to be furnished by any newspaper official named in G.S. 1-600. Effective date July 1, 1951.] To Judiciary 1.

SB 66 - Introduced by Barnhardt

"Relating to causes of actions between husband and wife." [Effective July 1, 1951, adds a new section, G.S. 52-10.1, providing that husband and wife have a cause of action against each other to recover damages sustained to their person or property as if they were unmarried. Does not apply to pending litigation, and does not create causes of action with respect to events occuring prior to July 1, 1951.] To Judiciary 1.

SB 67 - Introduced by Barnhardt

"To amend certain statutes relating to domestic relations." [Re-numbers G.S. 47-116, relating to private examination of married women, to be G.S. 47-14.1 Amends G.S. 50-8, relating to affidavit to be filed with complaint, so that it will govern actions for divorce only, instead of both actions for divorce and for alimony. Adds a new section, G.S. 50-11.1, providing that children born of voidable marriage are legitimate notwithstanding annulment of marriage. Amends G.S. 50-16, relating to alimony without divorce, to provide that application for subsistence and counsel fees may be made to the judge holding a term of superior court, civil or criminal, in the county where the original action is brought, as well as to the resident judge or judge holding the courts of the district. Effective date July 1, 1951.] To Judiciary 1.

SB 68 - Introduced by Barnhardt

"To amend the statute relating to the payment to the clerk of the superior court of money owed an intestate." [Effective July 1, 1951, replaces G.S. 28-68 with five sections explicitly providing: (1) Persons indebted to an intestate may pay what they owe to CSC of county of intestate's domicile (a) if no administrator has been appointed and (b) if amount owed does not exceed $500 and (c) if sum tendered would not make aggregate sum in that estate in CSC's hands more than $500. (2) CSC must appoint administrator if aggregate sum paid him for any such estate exceeds $500, and he may appoint one if his preliminary survey indicates that disbursements he must make will not exhaust the funds. (3) Receipt from CSC in such cases constitutes a full release of debtor. (4) If no administrator is appointed CSC must disburse such funds (a) to pay widow's and children's year's allowances and (b) to pay unsatisfied claims for funeral expenses. (5) If surplus still remains CSC must appoint administrator and, without commission either for CSC or administrator, CSC must turn over surplus to administrator. (6) G.S. 115-368 is amended to conform to procedure outlined in these five new sections.] To Judiciary 1.

SB 69 - Introduced by Barnhardt

"To amend G.S. 36-17, relating to surety bonds of fiduciaries." [Effective July 1, 1951, amends cited section to require successors to fiduciaries to give bond in a sum double the amount of property coming into their hands if bond is executed by personal surety and in a sum 1 1/4 times the value of property if bond is executed by indemnity or guaranty company authorized to do business in this state.] To Judiciary 1.

SB 70 - Introduced by Barnhardt

"To amend G.S. 31-42, relating to lapsed devises and legacies." [Effective July 1, 1951, rewrites G.S. 31-42 to provide that when a person is named in a will to take an estate or interest in real or personal property (not terminable at or before his death) and the person dies before the testator, the gift does not lapse, but goes to the person's issue, unless a contrary intent is indicated in the will, and provided the person would have been an heir of the testator had he lived and there had been no will. If a legacy or devise to a person who predeceases the testator for any reason fails to take effect, unless a contrary intent is indicated in the will, it passes under an applicable residuary clause, or if there is none, then under laws of intestacy as though there were no will.] To Judiciary 1.

SB 71 - Introduced by Barnhardt

"To amend Chapter 10 of the General Statutes relating to notaries public." [Effective July 1, 1951, repeals G.S. 10-5 and rewrites G.S. 10-4 to empower notaries acting within the state to: (1) take acknowledgement or proof of execution of any instrument, (2) take affidavits and depositions, (3) administer oaths and affirmations, including oaths of office except where expressly limited to another officer, (4) protest negotiable instruments, and (5) perform acts required by law of other jurisdictions. Any of these acts performed by a notary of another jurisdiction in that jurisdiction has full effect in this state. Notary cannot take proof or acknowledgment on instrument on which he is an individual party. If notary is a stockholder, director, or employee of a corporation, he is not disqualified to perform above stated powers regarding instruments or matters to which corporation is a party unless he is individually a party.] To Judiciary 1.

SB 72 - Introduced by Barnhardt

"To amend the General Statutes relating to corporations." [Amends G.S. 55-2 to provide that at least one of the three persons necessary to create a corporation be a resident of this state, G.S. 55-2(6) to clarify the fact that a corporate charter may provide for perpetual duration, and G.S. 55-110 to clarify the fact that the right of cumulative voting by stockholders applies only to elections of directors, managers, or trustees, and not to policies of the corporation.] To Judiciary 1.

SB 73 - Introduced by Barnhardt

"To amend Chapter 26 of the General Statutes, relating to suretyship [Rewrites G.S. 26-7, which authorizes surety to notify creditors to sue, to allow sureties, indorsers, and guarantors to notify holder of any due and payable obligation to recover against principal and to realize on securities held. To obtain benefits of G.S. 26-9, the person so notifying must also notify co-sureties, -indorsers, and -guarantors of fact of notice, and the latter have 10 days to give notice to holder and their co-sureties, -indorsers, and -guarantors; failure of the latter to adopt notice does not preclude them from giving separate notice. Holder must give names of sureties, indorsers, and guarantors on demand; does not apply to official bonds or bonds given by fiduciaries. Rewrites G.S. 26-8 to authorize giving notice required in 26-7 by registered mail as well as by sheriff. Rewrites G.S. 26-9 to provide that if holder does not act within 30 days, persons giving or adopting notice as provided in 26-7 are discharged to the extent that they are prejudiced; operation of section not prevented by fact instrument contains waiver of defense for extension of time for payment. Notice to holder may be given at or after due date or at or after termination of extension period. Does not apply to pending litigation and is effective July 1, 1951.] To Judiciary 1.

SB 74 - Introduced by Barnhardt

"Relating to partnerships and relating to doing business under an assumed name." [Amends G.S. 59-65 relating to power of partner to bind partnership after dissolution, to provide that notice of dissolution therein referred to must be published once a week for 4 weeks, or if no newspaper is published in the county, notice must be posted for 30 days at the courthouse and in 3 other places. Amends G.S. 59-78, relating to notice to creditors, to provide that notice therein required be posted at the courthouse and 3 (instead of 4) other places. Amends G.S. 59-85 relating to certificate for doing business under an assumed name, to make section applicable to general partnerships and corporations as well as individuals, and to require certificate to be filed in any county where business is transacted. Amends G.S. 59-86 to require that clerk's index of certificates shall show alphabetically the assumed names used rather than actual names. Adds a new section, G.S. 59-86.1, making copy of certificate when certified by CSC prima facie evidence of facts required to be stated therein. Adds to G.S. 59-88, relating to penalties for failure to file certificates, provision for civil penalty of $50 payable to person demanding that certificate be filed if certificate is not filed 7 days after demand. Effective date July 1, 1951, and effective only as to acts committed or omitted after that time.] To Judiciary 1.

SB 75 - Introduced by Hobgood

"To amend G.S. 14-107 so as to prohibit any person, firm or corporation from aiding and abetting or soliciting any person, firm or corporation to give worthless checks." [Adds new paragraph to cited section on worthless checks to make it unlawful for any person, firm, or corporation to solicit or to aid and abet in the giving of any check, being informed, knowing, or having reasonable grounds to believe that the maker has insufficient funds to meet payment.] To Judiciary 1.

LOCAL BILLS INTRODUCED - SENATE

None

SENATE CALENDAR ACTION

PUBLIC BILLS

SR 7 - (Joint Resolution) State Fair coliseum. Reported favorably as amended.
SB 10 - CSC bail power. Passed second and third readings.
SB 24 - Prohibiting palmistry as amended 1/17. Reported favorably as to committee substitute.
SB 25 - Dissolving suspended corporations. Reported favorably as to committee substitute.
SB 32 - CSC taking oaths. Amended to allow superior court judges, under G.S. 7-47, to take oath of office before any clerk of the superior court; passed second and third readings.
SB 35 - Police jurisdiction. Passed second and third readings.
SB 37 - Judges retirement compensation. Reported favorably as to committee substitute.
SB 40 - Validating city land sales. Reported favorably as amended.

HR 4 - (Joint Resolution) State Fair coliseum, as amended in House 1/18. Received from House; passed second and third readings.

LOCAL BILLS

HB 45 - (Haywood) Grand jury terms. Received from House; passed second and third readings.

Next session of Senate: 10:00 a. m., Friday, January 19, 1951.

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BULLETIN NO. 13
Thursday, January 17, 1951

Session: House -- 12:00 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 93 - Introduced by Shreve and others
"To repeal Chapter 95, section 84, General Statutes of North Carolina relating to contracts between employers and labor organizations and other matters." [Repeals G.S. 95-84, which makes Art. 10, G.S. Ch. 95 relating to union-shop and closed-shop agreements inapplicable to contracts in force on March 18, 1947, but applicable to contracts made after that date and applicable to extensions and renewals of contracts in force on March 18, 1947. Does not affect sections making union-shop and closed-shop agreements against public policy, nor sections relating to membership or non-membership in labor union as condition of employment.] To Manufacturing and Labor.

HB 94 - Introduced by Barker at the request of the Motor Vehicles Department
"To amend section 20-179 of the General Statutes to provide for a mandatory jail sentence of five days for persons convicted of driving under the influence of intoxicating liquors or drugs." [Rewrites cited section to make punishment for conviction under G.S. 20-138 and 20-139 of offenses mentioned in title either imprisonment for not less than 5 days or a fine and imprisonment for not less than 5 days. Provides that in no case shall punishment be suspended on payment of costs.] To Roads.

HB 95 - Introduced by Barker at the request of the Motor Vehicles Department
"To amend Chapter 20 of the General Statutes to make it illegal to drive motor vehicles recklessly upon driveways of public or private institutions." [Adds new section, G.S. 20-140.1, to make reckless driving upon premises indicated in title a misdemeanor.] To Roads.

HB 96 - Introduced by Edwards of Swain and Love
"To amend section 50-8 of the General Statutes relating to the necessary facts required to be set forth in the affidavit to be filed with divorce complaints." [Amends G.S. 50-8 by adding a proviso allowing the plaintiff, in lieu of affidavit heretofore required, to set forth the necessary averments of fact in the complaint and verify them in accordance with the provisions of G.S. 1-145 and G.S. 1-148. Validates all complaints made in compliance with this proviso in all prior divorce actions in which there was no litigation for failure to comply with the affidavit requirement, and validates further all divorce decrees growing out of such actions.] To Judiciary 2.

HB 97 - Introduced by Taylor of Warren
"To amend G.S. 45-37 so as to make the provisions of paragraph 5 relating to mortgages and deeds of trust applicable to cases where credit has been extended or a purchase made during the fifteen-year period therein prescribed." [Cited section provides that, as against creditors of or purchasers from obligor, the conditions of mortgages, deeds of trust, etc., are conclusively presumed to have been complied with 15 years from the date the instrument indicates they should have been complied with or from the maturity of the last installment of the debt or interest secured by the instrument. Bill amends cited statute to specify that its operation remains the same no matter if the creditor extends credit or the purchaser buys either before or after the 15-year period has expired.] To Judiciary 2.

HB 98 - Introduced by Long

"Rewriting Chapter 89 of the General Statutes entitled 'Engineering and Land Surveying.'" [Rewrites entire chapter. Defines "engineer," "engineer-in-training," "practice of professional engineering," "land surveyor," and "practice of land surveying." Creates state board of registration to be composed of 5 registered engineers appointed by governor, one of whom must be a registered land surveyor. Members of present board are to continue in office until their terms expire. Successors are to be appointed for 4-year terms. Board is to meet at least twice a year, and members are to receive $10 a day plus travel. Present G.S. 89-7, relating to secretary of board, and G.S. 89-8, relating to records and reports of board, are substantially reenacted. Sets out qualifications for registration and certification of professional engineers, land surveyors, and engineers-in-training, in terms of education and experience and passing of board examination. Sets registration fee for professional engineers at $25 and for land surveyors and engineers-in-training at $10; provides for reciprocal registration of out-of-state persons. Reenacts provisions of G.S. 89-10 relating to expiration and renewal of certificates. Reenacts G.S. 89-11 relating to revocation of licenses, adding provision for appeal by person whose license is revoked to superior court of Wake County, and changing provision for reissuance of revoked certificate to require unanimous vote of board to take such action. Substantially reenacts G.S. 89-14 relating to limitations on application of act, but adds a provision authorizing registration of non-citizens for specific engineering projects, and makes employees of U.S. subject to act. Reenacts G.S. 89-15 relating to practice of engineering by corporations and partnerships. Authorizes registration without examination of land surveyors who have practiced for 5 years, and states that none of foregoing provisions are to affect status of engineers and land surveyors presently possessing certificates issued prior to ratification.] To Judiciary 2.

HB 99 - Introduced by Etheridge

"To amend G.S. 47-56 with regard to the validation of probates by justices of the peace." [Cited section relates to cases in which a JP has certified the proof of an instrument required to be registered, or the privy examination of a married woman thereto, and deed and certificate have been registered with a defective or no certificate of the clerk concerning the official character of the justice or genuineness of his signature, or without the order of registration of the clerk, his adjudication of probate or defective adjudication thereof, validating such proofs, certificates, and registration if occurring prior to January 1, 1907. Amendment, not applicable to pending litigation, extends the date to January 1, 1951, and deletes a provision validating as against creditors, or purchasers only from February 1, 1907.] To Judiciary 2.

HB 100 - Introduced by Etheridge

"To validate wills which have been recorded but do not show any order of probate and recording." [Adds a new section, G.S. 31-31.2, validating all wills duly recorded without a formal order of probate or registration. Does not affect pending litigation.] To Judiciary 2.

HB 101 - Introduced by Ward

"To amend G.S. 30-15 so as to increase the widow's year's allowance." [Increases allowance from $500 to $1,000.] To Judiciary 2.

HB 102 - Introduced by King

"To amend section 2, Article 3 of the Constitution so as to permit an incumbent governor of the state to succeed himself in the office of governor." [Amends constitution to allow a person to succeed himself as governor or lieutenant-governor once but not twice. Present provision prohibits persons from succeeding themselves in these offices. Sets no date on which this amendment is to be submitted to the voters of the state.] To Constitutional Amendments.

HR 104 - (Joint Resolution) Introduced by Moore of Wilson

"Authorizing the State Board of Education and the Division of Purchase and Contract to enter into contracts for the purchase of transportation equipment for the public schools for the first fiscal year of the next biennium prior to the first day of July, 1951." [Because of possibility of curtailment of manufacture of buses, authorizes making of contracts before July 1, 1951, to be paid for out of appropriation for 1951-52.] To Appropriations.

LOCAL BILLS INTRODUCED -- HOUSE

HB 91 - (Perquimans) Introduced by Holmes

"To amend G.S. 14-335, relating to public drunkeness so as to make the section applicable to Perquimans County." [Amends cited section so as to include Perquimans within provision setting penalty for public drunkeness at a fine of not more than $50 or imprisonment for not more than 30 days.] To Judiciary 1.

HB 92 - (Perquimans) Introduced by Holmes

"To amend G.S. 7-70 relating to terms of superior court in Perquimans County." [Establishes new schedule for terms of superior court in county.] To Courts and Judicial Districts.

HB 103 - (Sampson) Introduced by Tew

"To fix the salary of the sheriff of Sampson County." [Effective July 1, 1951, fixes sheriff's salary at $350 monthly together with a travel allowance of $175 monthly to be paid out of county general fund. Sheriff must furnish and maintain his own automobile and must collect all fees allowed to his office, paying them into the county general fund.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

HR 4 - (Joint Resolution) State Fair coliseum. Amendment adopted apparently deleting direction to Board of Agriculture and Budget Bureau to take no further steps with regard to coliseum contract and deleting certain paragraphs of the preamble not necessary to the resolution. Passed second and third readings.

LOCAL BILLS

HB 2- (Pender) Disposition of delinquent taxes. Passed second and third readings.
HB 8- (Scotland) Laurinburg city manager election. Passed second and third readings.
HB 11- (Clay) Abolishing tax penalties. Passed second and third readings.
HB 13- (Forsyth) Winston-Salem annexation. Passed second reading.
HB 19- (Pitt) Election of Ayden aldermen. Passed second and third readings.
HB 23- (Franklin) Officials pay. Passed second and third readings.
HB 27- (Wilkes) Postponing revaluation. Passed second and third readings.
HB 32- (Franklin) Sheriffs salary. Passed second and third readings.
HB 45- (Haywood) Grand jury terms. Passed second and third readings.
HB 50- (Sampson) Roseboro candidates. Passed second and third readings.

BILLS RATIFIED

SR 38 - (Joint Resolution) Memorializing Cooper.
HR 22 - (Joint Resolution) Commemorating Governor Aycock.

Next session of House: 11:00 a.m., Friday, January 19, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 14
Friday, January 19, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SR 7 - (Joint Resolution) State Fair coliseum. Postponed indefinitely.
SB 24 - Prohibiting palmistry as amended 1/17. Committee substitute adopted; extends ban of original bill to cover phrenologists. Passed second and third readings.
SB 25 - Dissolving suspended corporations. Postponed until 1/22.
SB 37 - Judges retirement compensation. Committee substitute adopted, adding provision that disability will be conclusively determined by the governor and Council of State after hearing, and reducing from 25 to 24 the years of service necessary to be eligible for benefits. Postponed until 1/22.
SB 40 - Validating city land sales. Amended so as not to affect pending litigation. Passed second and third readings.
SB 50 - Sanitary district elections. Reported favorably.

LOCAL BILLS

HB 2 - (Pender) Disposition of delinquent taxes. Received from House; sent to Counties, Cities, and Towns.
HB 8 - (Scotland) Laurinburg city manager election. Received from House; passed second and third readings.
HB 11 - (Clay) Abolishing tax penalties. Received from House; sent to Counties, Cities, and Towns.
HB 19 - (Pitt) Election of Ayden aldermen. Received from House; sent to Counties, Cities, and Towns.
HB 23 - (Franklin) Officials pay. Received from House; sent to Counties, Cities, and Towns.
HB 27 - (Wilkes) Postponing revaluation. Received from House; sent to Counties, Cities, and Towns.

HB 32 - (Franklin) Sheriffs salary. Received from House; sent to Counties, Cities, and Towns.
HB 50 - (Sampson) Roseboro candidates. Received from House; sent to Counties, Cities, and Towns.

Note: Pursuant to HR 4 the President of the Senate appointed Senators Bailey, Poole, and Campen to the joint committee to study the matter of the proposed construction of a State Fair coliseum.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, January 20, 1951.

#

BULLETIN NO. 14
Friday, January 19, 1951

Session: House -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 105 - Introduced by Parrott

"To provide a reward for the first producing oil well in North Carolina." [Appropriates $50,000 from the General Fund to be paid to first person, firm, partnership, or corporation bringing in a commercial oil well in North Carolina. State geologist is to determine, subject to approval of N.C.Board of Conservation and Development, whether the well is a "commercial oil well."] To Conservation and Development.

HB 107 - Introduced by Kilpatrick by request

"To assent to the provisions of the Act of Congress which provides that the State of North Carolina shall receive aid in fish restoration and management projects from the United States Government." [As title indicates. Directs Wildlife Resources Commission to perform such acts as may be necessary to the conduct and establishment of cooperative fish restoration projects in compliance with stated act. Prohibits diversion of funds accruing to state from fishing license fees for any purpose other than administration of Wildlife Resources Commission and for fish and game protection.] To Commercial Fisheries and Oyster Industry.

HB 108 - Introduced by Shreve and Powell

"To provide for the general welfare and to protect the health, efficiency and general well-being of workers in the State of North Carolina by providing for minimum wages and maximum hour standards." [Effective July 1, 1951, sets minimum wage at 75¢ an hour, and maximum hours at 40 a week with time-and-a-half for overtime. "Wages" is defined to include commissions and cost of board and lodging but not tips. Does not apply to (1) persons covered by Federal Fair Labor Standards Act; (2) persons employed at weekly salary of at least $50; (3) farmers; and persons employed in first processing of agricultural products; (4) persons employed in taking and first processing of sea foods; (5) domestic servants; (6) employees of businesses employing less than three persons, and (7) employees of government units. Maximum hour provisions do not apply to employees of public or common carriers whose wages and/or hours are regulated by other governmental agencies. Sets forth records required to be kept by employers. Enforcement is made the responsibility of the Commissioner of Labor. Violations of provisions are made a misdemeanor, punishable by a fine of from $10 to $50 or imprisonment up to 30 days, and each day of violation after notice of violation from commissioner is a separate offense. Contains severability clause.] To Manufacturing and Labor.

HB 110 - Introduced by Taylor of Buncombe, Gudger and Love

"Relating to the assumption of local school district bonds by the counties." [Amends G.S. 115-158, relating to the asumption of school district and city unit bonds by the counties, to provide that county commissioners, at the request of boards of education, may order an election on the question of the assumption of such bonds to be conducted under the terms of the County Finance Act, G.S. 153-69 et seq., as if refunding bonds were being issued. Ratifies assumption of bonds in accordance with an election previously held under County Finance Act.]

HB 111 - Introduced by Taylor of Buncombe, Gudger, and Love

"Requiring all justices of the peace to furnish bond for the faithful performance of their duties." [By July 1, 1951, requires every JP then holding office and all those subsequently elected or appointed to furnish a $1,000 bond payable to state with surety approved by county commissioners, premium to be paid by the justice unless county commissioners assume payment of premiums on bonds of all JPs. Sets penalty of $100, recoverable in a civil action by any county taxpayer, for each exercise of the functions of a JP without complying with stated provisions.] To Courts and Judicial Districts.

LOCAL BILLS INTRODUCED -- HOUSE

HB 106 - (Forsyth) Introduced by Gobble, Blackwell, and King
"To authorize the board of commissioners for the county of Forsyth to levy a special tax for the support and maintenance of the poor, the upkeep of county buildings and the operation of the Forsyth County department of public welfare." [Authorizes special tax not to exceed 20¢ on the $100 valuation for the support of the poor, the maintenance of the county home and similar institutions, and for the operation of the department of public welfare. This tax is to be in addition to other taxes authorized by special or general act and the constitutional limitation on taxes for general county purposes.] To Finance.

HB 109 - (Buncombe) Introduced by Taylor of Buncombe, Gudger, and Love
"Amending Chapter 439 of the Public Local Laws of 1939 relating to the maintenance of Asheville Biltmore College." [Amends cited act to authorize governing bodies of Asheville and Buncombe County each to appropriate from its general fund the sum of $10,000 annually to aid in the operation of the college. Previous act applied to Biltmore Junior College, and authorized aid in the sum of $5,000.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 10 - CSC bail power. Received from Senate; sent to Courts and Judicial Districts.
SB 35 - Police jurisdiction. Received from Senate; sent to Judiciary 2.

HB 49 - Increasing workmens compensation. Withdrawn from Employment Security; re-referred to Insurance.
HB 58 - Reproducing records. Reported favorably.
HR 104- (Joint Resolution) School bus contracts. Reported favorably.

LOCAL BILLS

SB 20 - (Anson) County commissioners qualifications. Reported favorably.

HB 13 - (Forsyth) Winston-Salem annexation. Passed third reading.

Note: Pursuant to HR 4, the Speaker appointed the following members to serve on the joint committee to examine into the State Fair coliseum: Representatives Lassiter, Doughton, Pou, Allen, and Bryant.

Note: The Speaker made the following committee changes: Representative Long was transferred from Public Buildings and Grounds to Senatorial Districts; Representative Satterfield was transferred from Roads to Education; Representative Warren was transferred from Education to Roads.

Next session of House: For consideration of local bills only, 10:00 a.m.,
Saturday, January 20, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 15
Monday, January 22, 1951

NOTE

The Senate convened at 10 a.m., Saturday, January 20, to consider local bills only. No bills were introduced; calendar action taken is included in this bulletin.

Session: Senate -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 76 - Introduced by Allsbrook

"To amend G.S. 15-181, relating to pauper appeals in criminal cases." [Amends cited statute to provide that when an error or omission in the affidavit or certificate of counsel required in pauper appeals is called to the attention of the Supreme Court before argument the court must allow a corrected affidavit or certificate to be filed.] To Judiciary 2.

SB 77 - Introduced by Bailey

"To authorize the North Carolina Rural Rehabilitation Corporation to enter into certain agreements with the United States of America." [Authorizes Rural Rehabilitation Corporation to contract with appropriate United States officials to accomplish the retransfer of corporation assets now held in trust by the Secretary of Agriculture to said corporation, to enter agreements in regard to future use of returned assets, and in any other regard as may be required by federal law, and to contract for the transfer of any part of corporation's assets to the Secretary of Agriculture for rural rehabilitation purposes within state.] To Interstate and Federal Relations.

SB 80 - Introduced by Sawyer

"To provide teachers holding A grade certificates with a beginning salary of $2,400 per year, to provide annual increments, to provide proportionate salaries and increments for other teachers and supervisors, principals and superintendents, to make annual salaries payable in 12 equal monthly installments and to provide for teacher tenure." [Starting with 1951-52 school year, gives A grade certificate holders a beginning annual salary of $2,400 with $100 annual increment up to 30 years. Holders of A and B elementary certificates, B and C grade certificates, graduate grade certificates, vocational teachers and supervisors, principals and superintendents to receive proportionate increases and increments for 30 years. Annual increments based on years of past service effective as of 1951-52 school year. Salaries payable in 12 monthly installments. Beginning with 1951-52 school year, regular teachers to report 1 week before beginning and remain 1 week after end of school year. Adds a paragraph to G.S. 115-359 to provide that rejection notices sent to teachers or principals must state cause of rejection, and to require a public hearing to be held before the authorities of administrative unit on written request made within 10 days. Findings and order must be written and copy furnished, person affected. Effective July 1, 1951.] To Education.

SB 81 - Introduced by Stoney

"To promote safety on the highways, to encourage driver responsibility, and to provide for the giving of security and proof of financial responsibility by owners and operators of automobiles." [Effective July 1, 1951, repeals 1947 Motor Vehicle Safety and Responsibility Act and in lieu thereof provides (1) that the owner or operator must post security after an accident to satisfy any judgment that might be recovered for damages resulting therefrom and (2) that proof of financial responsibility on account of possible future accidents be maintained. Commissioner of Motor Vehicles is to administer the act and provide hearings for aggrieved persons, subject to review in the courts. Commissioner must determine amount of security sufficient to satisfy any judgment that might be recovered against an operator or owner and must suspend the license of each operator and registration of each owner involved in an accident where damages exceed $100 unless the operator or owner deposits security required by the commissioner. Does not apply to persons released from liability, adjudicated not liable, bound by a written agreement to pay damages in installments, or covered by liability insurance in an amount not less than $5000 per person for bodily injury ($10,000 per accident) and not less than $1000 for property damage, issued by a properly authorized insurance company. Commissioner can reduce amount of security within 6 months after accident. Security deposits must be placed in custody of state treasurer. Operator's license and registration may not be renewed unless no action for damages has been instituted within 1 year after the accident. If judgment is rendered and remains unsatisfied for 60 days, commissioner must suspend license and registration, which may not be renewed until all judgments are satisfied and proof is made of financial responsibility. Registration must be suspended in any case where commissioner suspends or revokes the license of any person under any law of the state, and must not be reinstated until proof of financial responsibility is shown. Proof of financial responsibility may be given by filing one of the following: (1) A written certificate of an authorized insurance carrier that there is in effect a "motor vehicle liability policy," defined as an owner's or an operator's policy, for the benefit of the person required to furnish proof of financial responsibility. Liability of insurance carriers is absolute when injury occurs, and policies cannot be annulled or cancelled. Specific provisions governing insurance companies are incorporated in the act. (2) A corporate surety bond or a bond with at least 2 individual sureties who own real estate within state worth twice the amount of the bond. (3) A certificate of deposit of money or securities with State Treasurer in an amount of $11,000. (4) A certificate of self-insurance from the commissioner by any person who has more than 25 motor vehicles registered in his name and who is possessed of ability to pay judgments which might be rendered against him. With 5 day's notice commissioner can cancel certificate upon reasonable grounds. Owners can give proof for employees or household members. Proof of financial responsibility is not required if: (1) commissioner has not received at any time after 3 years any record of conviction which would require suspension of license or registration of the person by or for whom such proof was furnished, or (2) the person for whom proof is maintained has died or become permanently incapacitated, or (3) the person who has given proof surrenders his license and registration. If an action for damages is pending, or a judgment is unsatisfied, or if person who has filed bond has within 1 year preceding request for cancellation been involved in an accident, commissioner must not consent to cancellation. Failure to report accident is punishable by a fine of not in excess of $25; knowingly giving false information is punishable by a fine of up to $1,000 and/or imprisonment for not more than 1 year; allowing another to drive a motor vehicle whose owner's privileges have been suspended is punishable by a fine of not more than $500 and/or not more than

6 months imprisonment; other violations are subject to a $500 fine and/or imprisonment for not more than 90 days. Assigned risk plans are provided for those applicants for liability insurance who are unable to secure insurance through ordinary methods. Commissioner of Insurance has authority to make reasonable rules and regulations for assignment of risks to insurance carriers. Act does not apply to any accident or judgment arising therefrom or violation of motor vehicle laws occurring prior to effective date.] To Insurance.

SB 83 - Introduced by Fountain

"To amend Chapter 14 of the General Statutes so as to prohibit the sale of corn at night." [Adds G. S. 14-345.1 making it a misdemeanor to sell or buy shelled or unshelled corn at night, but does not apply to business establishments and eating places.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- SENATE

SB 78 - (Johnston) Introduced by Whitley by request

"Relating to the authority of police officers of the town of Smithfield, Johnston County." [Empowers Smithfield police officers (1) to serve all criminal and civil processes issued by any court and (2) to exercise the power of arrest at any point within 2 miles of Smithfield limits as well as in the town.] To Counties, Cities, and Towns.

SB 79 - (Harnett) Introduced by Young

"To prescribe certain traffic regulations for the village of Erwin in Duke Township in Harnett County." [Prohibits (1) parking, loading, or unloading of trucks between 8 a.m. and 10 p.m. on part of H Street between 13th and 12th; (2) parking of trucks between same hours on part of 13th Street between H and G; (3) double parking of any vehicle at any time on H between 13th and 12th and on 13th between H and G; (4) more than 2 hour parking on H between 13th and 12th and on east side of 13th between G and H; and (5) parking nearer than 8 feet from any building on west side of 12th between G and H. Violations punishable by fine up to $50 or imprisonment up to 30 days.] To Counties, Cities, and Towns.

SB 82 - (Duplin) Introduced by Johnson

"To create a bird sanctuary within the territorial limits of the city of Warsaw, in Duplin County." [As title indicates. Makes it unlawful to hunt, kill, or trap any birds, or willfully molest any birds nests or eggs in the town. Violations punishable by fine up to $50 or imprisonment up to 30 days.] To Judiciary 1.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations. Committee substitute adopted, broadening the right to apply to the superior court for the appointment of a receiver to include not only stockholders, but bona fide creditors and other interested parties. Redrafts the last paragraph to make purpose of the act clearer. Postponed until 1/23.

SB 37 - Judges retirement compensation (Senate committee substitute, 1/19). Postponed until 1/23.

SB 50 - Sanitary districts elections. Passed second reading.

LOCAL BILLS

HB 13 - (Forsyth) Winston-Salem annexation. Received from House; sent to Counties, Cities, and Towns, 1/20.

Next session of Senate: 12:00 noon, Tuesday, January 23, 1951.

#

BULLETIN NO. 15
Monday, January 22, 1951

NOTE

The House convened at 10 a.m., Saturday, January 20, to consider local bills only. No bills were introduced; calendar action taken is included in this bulletin.

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 112 - Introduced by Whitmire

"To prescribe regulations for the waiver of indictment." [Rewrites G. S. 15-140 to allow waiver of indictment in misdemeanor cases with consent of counsel or of counsel appointed by court to examine into defendant's case without compensation. If defendant pleads not guilty, prosecution must be on written information signed by solicitor. Does not apply to cases heard in superior court on appeal from inferior court. Adds G. S. 15-140.1 to allow waiver of indictment in non-capital felony cases with written consent of both defendant and his counsel. Prosecution must be on information signed by solicitor and written waiver must appear on face of the information. Provides that waiver of indictment may not be withdrawn except with approval of presiding judge.] To Judiciary 1.

HB 113 - Introduced by Umstead

"To permit the North Carolina Hospitals Board of Control to expend public funds for the repair or erection of buildings without complying with the provisions of Article 8, Chapter 143 of the General Statutes when the total cost of such project does not exceed the sum of $50,000." [Amends G. S. 143-135 to permit the North Carolina Hospitals Board of Control to repair, erect, or complete buildings costing not more than $50,000 without complying with the statutory regulations for the letting of public contracts. The present limit applicable to state institutions is $15,000.] To Judiciary 2.

HB 114 - Introduced by Barker by request

"To make it unlawful for any employee of the Department of Motor Vehicles to issue a driver's license for anything of value other than the fees prescribed by law." [As title indicates. Provides that the fact license is not issued after money is accepted or that person giving money or person receiving license was entitled to a license under the Uniform Driver's License Act shall not be defenses in prosecution for violation. Provides that violators shall be guilty of a felony punishable by imprisonment up to 5 years or by a fine up to $5000 or both.] To Roads.

HR 115 - (Joint Resolution) Introduced by Barker by request

"For the appointment of a commission to consider the advisability of providing for uniform costs in motor vehicle cases in inferior courts." [Provides for appointment of a commission consisting of 3 members of the House appointed by the Speaker and 2 members of the Senate appointed by the President to study the advisability of legislation providing for uniform bills of costs in cases involving violations of motor vehicle and traffic laws which are tried in courts inferior to the superior courts. Chairman is to be one of members from the House as designated by the Speaker. Commission is to report to 1953 General Assembly. Provides for payment to each member of $7 per day for performance of duties and $7 per day subsistence plus 7¢ per mile or actual cost of transportation for one round trip to each meeting, and for payment of secretarial help and office expenses, from Contingency and Emergency Fund.] To Roads.

HB 118 - Introduced by Gudger, Love, and Taylor of Buncombe
"Repealing G.S. 154-2 relating to bond of county surveyors." [Repeals sectio requiring county surveyor to file $1,000 bond, payable to the state, for faithful discharge of duties of his office.] To Judiciary 2.

HB 120 - Introduced by Love, Gudger, and Taylor of Buncombe
"To make inadmissible in evidence any facts discovered or evidence obtained in the course of an illegal search." [Amends G.S. 15-27 so as to make inadmissible any evidence obtained in the course of a search made without warrant. Under present language of the section only evidence discovered while acting under an illegally issued warrant is inadmissible. Does not apply to admissibility of facts or evidence obtained in search without warrant prior to ratification, and does not apply to pending litigation.] To Courts and Judicial Districts.

HB 121 - Introduced by Love, Gudger, and Taylor of Buncombe
"To make a husband or wife a competent witness against the other to prove the fact of bigamous cohabitation." [Amends G.S. 8-57 to permit a husband or wife to testify against the other to prove the fact of marriage in a case involving criminal cohabitation, defined by G.S. 14-183 to be cohabitation in this state between a person married in this state and another person whom he has purported to marry outside the state. G.S. 8-57 now permits such testimony only in the case of bigamy, where both the marriage and the purported marriage take place in this state.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 116 - (Buncombe) Introduced by Gudger, Love, and Taylor of Buncombe
"To amend section 2-46 of the General Statutes of North Carolina so as to substitute the report of a certified public accountant in lieu of the report required by the clerk of the court." [Amends cited section relating to annual report by CSC to county commissioners as to public funds held by clerk to relieve Buncombe County CSC from duty to make such report if his accounts are audited yearly by a CPA whose report is accepted by the county commissioners.] To Judiciary 2.

HB 117 - (Buncombe) Introduced by Gudger, Love, and Taylor of Buncombe
"To repeal Chapter 206 of the Public Laws of 1941, which public law amends, as to Buncombe County, G.S. 15-5 pertaining to the fees allowed counsel assigned to defend in a capital case." [Repeals cited chapter to remove the $100 limitation it placed on the fee the judge may allow counsel assigned to defend one charged with a capital felony in Buncombe County. Effect is to leave the fee within the discretion of the judge.] To Courts and Judicial Districts.

HB 119 - (Alamance) Introduced by Long
"To fix certain fees to be collected by the register of deeds of Alamance County." [Sets schedule of fees to be collected by register of deeds for performing certain listed duties. Fees collected must be deposited in county general fund and are in addition to fees paid CSC as probate costs.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute, 1/19). Received from Senate; sent to Propositions and Grievances, 1/20.
SB 32 - CSC taking oaths, as amended in Senate 1/18. Received from Senate; sent to Judiciary 1, 1/20.
SB 40 - Validating city land sales, as amended in Senate 1/19. Received from Senate; sent to Judiciary 2.

HB 3 - Legislators pay. Reported favorably.
HB 35 - Municipal employees. Reported favorably as amended; amendment adopted to add councilmen to list of municipal officers who must be qualified voters to hold office.
HB 58 - Reproducing records. Passed second and third readings.
HR 104 - (Joint Resolution) School bus contracts. Passed second and third readings.
HB 110 - Assumption of school bonds, introduced 1/19, was referred to Finance.

LOCAL BILLS

SB 12 - (Forsyth and Brunswick) Sale of estate property, as amended in Senate 1/12. Reported favorably.
SB 20 - (Anson) County commissioners qualifications. Passed second and third readings, 1/20.

Note: Representative W. A. Sams of Madison County was administered the oath of office by the Secretary of State tonight.

Next session of House: 12:00 noon, Tuesday, January 23, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 111 West Morgan St., Raleigh, N. C. Telephone

BULLETIN NO. 16
Tuesday, January 23, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 84 - Introduced by Dorsett

"To amend G.S. 1-95 relating to alias and pluries summons." [Adds paragraph to cited section to provide that a plaintiff suing a corporation may cause alias or pluries summons to issue within 90 days after date of original or next preceeding summons, even though the case is on appeal to supreme court from adjudication of validity or non-validity of any prior service. Purpose is to expedite service on foreign and domestic corporations where validity of service of heretofore issued summons is in doubt. Effective upon ratification.] To Judiciary 2.

SB 85 - Introduced by Allsbrook

"To authorize local school administrative units to use vocational education tax funds to provide the necessary facilities to make possible realistic training for vocational building trades classes including carpentry, bricklaying, plumbing, painting, and other trades represented in the construction of a complete building." [Authorizes school administrative units to use tax funds or other vocational education funds to purchase building sites, materials and services to enable vocational trade classes to construct dwellings or other small buildings as practical projects in realistic training. Completed buildings may be sold and proceeds used to finance similar projects and to purchase equipment. Reversion at end of project is to unit's local tax fund. A 5-man board appointed by school superintendent including builders, contractors and school representatives advises and must approve each project.] To Education.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate committee substitute, 1/22). Amended to allow appointments of guardians ad litem for infants; passed second and third readings.
SB 37 - Judges retirement compensation (Senate committee substitute, 1/19). Postponed to 1/25.
SB 41 - Military jury exemptions. Reported favorably.
SB 50 - Sanitary district elections. Passed third reading.
SB 76 - Pauper appeals. Reported favorably.

HB 58 - Reproducing records. Received from House; sent to Judiciary 2.
HR 104 - (Joint Resolution) School bus contracts. Received from House; sent to Appropriations.

LOCAL BILLS

None.

BILLS RATIFIED

SB 20 - (Anson) County commissioners qualifications.

HR 4 - (Joint Resolution) State Fair coliseum, as amended in House 1/18.
HB 8 - (Scotland) Laurinburg city manager election.
HB 45 - (Haywood) Grand jury terms.

Next session of Senate: 12:00 noon, Wednesday, January 24, 1951.

#

BULLETIN NO. 16
Tuesday, January 23, 1951

Session: House -- 12:00 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 124 - Introduced by Clark of Bladen

"To authorize the Department of Conservation and Development to pay from net revenues received from timber and pulpwood sold on state forests a percentage to counties in which such forests are located, in lieu of taxes, amending G.S. 113-34." [G.S. 113-34 now provides that state-owned forest lands are subject to county ad valorem property taxes to be paid from state funds "not otherwise appropriated." This bill authorizes Department of Conservation and Development in lieu of this ad valorem property tax, in its discretion, to pay a county in which such land is located a severance tax from the net proceeds received from the cutting and removal of timber and pulpwood thereon. The amount of this payment or tax is to be set by the Department at a figure approximately equal to the ad valorem tax levied on the land at the time the state acquired it. If the state leases the land concerned from another owner it is authorized to make similar payments, but in the case of land leased or acquired from the federal government, the terms of any agreement with the federal government in this respect must be complied with. The Department is to determine by resolution the years in which the severance tax will be paid in lieu of property tax and notify the counties concerned prior to January 1 of such years.] To Conservation and Development.

HB 125 - Introduced by Uzzell

"To provide for a fee for clerks of courts forwarding convictions of motor vehicle violations to the Department of Motor Vehicles." [Adds to G.S. 20-24(b), requiring all courts to forward to the Department reports of convictions of any violation of the motor vehicle laws, a new paragraph providing a fee of 50¢ to be taxed as costs to the defendant and paid to the clerk or other officer filing the report. In event clerk is on a salary the fee must be paid in addition to his salary despite any law to the contrary. County is exempted from all liability for this item of costs.] To Roads.

HB 126 - Introduced by Uzzell

"To require operators of taxicabs to give proof of ability to respond in damages for accidents." [Within 30 days after ratification requires every person, firm, or corporation operating taxicabs within a municipality to file proof of financial responsibility with governing body of municipality, and if operating outside the municipality to file proof with the county sheriff. Governing body of municipality is forbidden to issue certificate of convenience and necessity or other permit to operate taxicabs if proof is not filed; persons operating taxicabs outside municipalities are forbidden to engage in such business if proof not filed with sheriff. Proof of financial responsibility is defined as policy of liability insurance covering taxicab operator for damages in an accident for bodily injury to one person of $5,000, to two or more persons of $10,000, and for injury to property of $1,000.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- HOUSE

HB 122 - (Watauga) Introduced by Brown

"To fix the compensation of the sheriff of Watauga County." [Provides that, in addition to fees allowed him by law, sheriff is to be paid annual salary of $3,000 from January 1, 1951, an automobile expense allowance of $600 annually, and 7¢ per mile for official travel outside county. Authorizes sheriff to appoint two special deputies to be paid not more than $700 each annually.] To Salaries and Fees.

HB 123 - (Pamlico) Introduced by Collier

"Authorizing and directing the board of county commissioners of Pamlico County to deposit in or transfer to the general county fund all collections of taxes which are delinquent for three years or more." [Directs county commissioners to place in the county general fund all collections of all taxes 3 or more years delinquent.] To Counties, Cities, and Towns.

HB 127 - (Rutherford) Introduced by McRorie

"Amending Chapter 571 of the Session Laws of 1947 relating to the employment of personnel in county offices in Rutherford County." [Amends cited act permitting county commissioners to employ assistants for named county officers to provide that county commissioners shall not appoint assistants to an elective county officer without the consent of such officer and to authorize an elective officer to discharge any employee of his office without the consent or approval of the county commissioners.] To Counties, Cities, and Towns.

HB 128 - (Martin) Introduced by Anderson

"To provide for the transfer of criminal cases from the recorder's court of Martin County to the superior court when trial by jury is demanded." [Repeals Chapter 145 of the Session Laws of 1947, which repealed Chapter 113 of the Session Laws of 1945. Effect of bill is reinstate provision of the 1945 act which requires county recorder to transfer any case in which trial by jury is demanded by the defendant or by the prosecuting attorney to the superior court of Martin County for trial, instead of trying the case in recorder's court with a jury as provided in G.S. 7-204. After transfer defendant is required to execute new bond in amount fixed by recorder for his appearance at next term of superior court. Effective date 30 days after ratification.] To Courts and Judicial Districts.

HOUSE CALENDAR ACTION

PUBLIC BILLS

HB 3 - Legislators pay. Passed second and third readings.
HB 34 - State-owned land deeds. Reported favorably.
HB 35 - Municipal employees, as amended 1/22. Passed second and third readings.

LOCAL BILLS

SB 12 - (Forsyth and Brunswick) Sale of estate property, as amended in Senate 1/12. Passed second and third readings.

HB 56 - (Cabarrus) Memorial Hospital. Reported favorably.
HB 91 - (Perquimans) Public drunkenness. Reported favorably.
HB 109 - (Buncombe) Asheville Biltmore College funds. Reported favorably.

Next session of House: 12:00 noon, Wednesday, January 24, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 17
Wednesday, January 24, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 86 - Introduced by Bell, Weaver, and Dorsett

"To amend G.S. 143-166 relating to the Law Enforcement Officers' Benefit and Retirement Fund." [Adds sentence to subsection (d) of cited section to empower the board of commissioners of the Law Enforcement Officers' Benefit and Retirement Fund to make final decisions as to membership eligibility of any member or applicant for compensation and retirement benefits.] To Teachers and State Employees Retirement.

SB 87 - Introduced by Carruthers

"To amend G.S. 36-19 as to the filing of annual accounts by charitable trusts exempting churches, hospitals, educational institutions and other incorporated religious and charitable institutions." [Adds a sentence to cited section, which requires trustees of charitable trusts to file annual accounts with the superior court clerk, to make section inapplicable where property is held in trust for churches, hospitals, educational institutions, and other incorporated or unincorporated religious and charitable institutions.] To Judiciary 1.

SB 88 - Introduced by Jones of Macon

"To rewrite G.S. 9-21 relating to extra or alternate jurors in the trial of civil and criminal cases in the superior court." [Makes possible the selection of more than one extra or alternate juror, rather than one as at present, in cases likely to be protracted; such selection is to be in judge's discretion.] To Judiciary 2.

SB 89 - Introduced by Powell

"To prohibit stock car races in North Carolina." [Makes it a misdemeanor to promote or engage in any stock car race. Defines "stock car" as an automobile produced commercially for regular sale by dealers, and the fact that it has been altered mechanically or "souped up" to produce greater speeds is immaterial.] To Public Roads.

SB 90 - Introduced by Powell

"To amend G.S. 20-141 so as to authorize local authorities to fix speed limits at not less than twenty miles per hour in school zones during school hours." [Inserts subsection (f2) in cited section to empower the governing bodies of municipalities and counties to fix by ordinance a speed limit on streets and highways within their respective jurisdictions of not less than 20 miles per hour in school zones during school hours. Ordinance must: (1) specify speed limit, (2) designate hours during which speed limit is effective, (3) provide for movable signs to be placed at approaches to school zone during hours when speed limit is in effect, and (4) provide for removal of signs when ordinance is not in effect. Violation of ordinance is misdemeanor. Defines school zone as that portion of every street and highway (as defined by G.S. 20-38 (cc) of Motor Vehicle Act of 1937) which is adjacent to or within 100 yards of a school building or playground.] To Public Roads.

SB 91 - Introduced by Frink
"To assent to the provisions of the Act of Congress which provides that the State of North Carolina shall receive aid in fish restoration and management projects from the United States government." [Identical with HB 107 digested in Bulletin No. 14, January 19, 1951.] To Wildlife.

SB 93 - Introduced by Stoney
"To appropriate funds to the North Carolina School for the Deaf at Morganton for the purpose of constructing a building for use as a primary school unit complete with teaching, living, dining and recreational facilities." [Appropriates from General Fund $358,000 for purpose stated in title.] To Education.

LOCAL BILLS INTRODUCED -- SENATE

SB 92 - (Burke) Introduced by Stoney
"To authorize the county board of education of Burke County to convey to the South Mountain Industrial Institute, Incorporated, the title in fee simple to a tract of land in Linville Township, Burke County, now leased to said Institute." [As title indicates; conveyance to be made without payment of money.] To Judiciary 1.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 41 - Military jury exemptions. Passed second and third readings.
SB 76 - Pauper appeals. Passed second and third readings.

HB 3 - Legislators pay. Received from House; sent to Judiciary 1.
HB 35 - Municipal employees, as amended in House 1/22. Received from House; sent to Judiciary 1.

LOCAL BILLS

SB 22 - (Moore) Paying taxicabs. Reported favorably.
SB 26 - (Franklin) Officials pay (Identical with HB 23 below). Reported favorably.
SB 29 - (Franklin) Sheriffs salary (Identical with HB 32 below). Reported favorably.
SB 45 - (Brunswick) Officials pay. Reported favorably.
SB 46 - (Montgomery) Publishing county board expenditures. Reported favorably.
SB 47 - (Montgomery) Witness fees. Reported favorably.
SB 48 - (Montgomery) Juror fees. Reported favorably.
SB 79 - (Harnett) Erwin traffic regulations. Reported favorably.
SB 82 - (Duplin) Warsaw bird sanctuary. Reported favorably.

HB 2 - (Pender) Disposition of delinquent taxes. Reported favorably.
HB 11 - (Clay) Abolishing tax penalties. Reported favorably.
HB 13 - (Forsyth) Winston-Salem annexation. Reported favorably.
HB 19 - (Pitt) Election of Ayden aldermen. Reported favorably.
HB 23 - (Franklin) Officials pay (Identical with SB 26 above). Reported favorably.
HB 27 - (Wilkes) Postponing revaluation. Reported favorably.
HB 32 - (Franklin) Sheriffs salary (Identical with SB 29 above). Reported favorably.
HB 50 - (Sampson) Roseboro candidates. Reported favorably.

Next session of Senate: 12:00 noon, Thursday, January 25, 1951.

#

BULLETIN NO. 17
Wednesday, January 24, 1951

Session: House -- 12:00 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 136 - Introduced by Falls

"To amend section 20-7 of the General Statutes to fix the punishment for operating motor vehicles without operators' permits in the discretion of the court." [Rewrites G.S. 20-7(o) to provide that punishment for stated offense shall be a fine and/or imprisonment in the discretion of the court rather than a fine of at least $25 and/or imprisonment for at least 30 days.] To Roads.

HB 137 - Introduced by Rodman

"To amend G.S. 40-11 and 40-19, relating to condemnation proceedings." [Amends G.S. 40-11 to make it clear that a corporation obtaining property by exercising its right of eminent domain may acquire fee simple title to the real estate involved as well as an easement. Amends G.S. 40-19 relating to vesting of title to the condemned property so as to cover proceedings instituted to acquire a fee simple title.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 129 - (Pamlico) Introduced by Collier

"To authorize the board of county commissioners of Pamlico County to levy special annual taxes to be used for the payment of salaries and expenses of various county officers of said county." [Authorizes county commissioners to levy annual special taxes not exceeding amounts indicated on the $100 valuation to supplement other county funds for use in the payment of salaries and expenses of the following county offices: (1) county farm agent and county home demonstration agent, 4¢; (2) county accountant, 5¢; (3) county veterans service officer, 2¢; (4) county forest fire warden, 4¢. Ratifies all levies heretofore made by county commissioners for funds to supplement other county funds in paying salaries and expenses of these offices.] To Finance.

HB 130 - (Pamlico) Introduced by Collier

"Relating to the fees of the register of deeds of Pamlico County." [Amends G.S. 2-28 to provide that the fees set forth therein for probating and recording federal crop liens and chattel mortgages shall not apply to Pamlico County, and provides that hereafter the register of deeds shall collect a fee of 75¢ for registering these instruments. Amends G.S. 161-10.1, which lists local variations as to fees for registers of deeds, to provide a fee schedule for the register of deeds of Pamlico County.] To Salaries and Fees.

HB 131 - (Pamlico) Introduced by Collier

"To create a bird sanctuary within the territorial limits of Oriental, in Pamlico County." [Establishes the territory within the corporate limits of Oriental as a bird sanctuary, within which it shall be a misdemeanor, punishable by a fine of not more than $50 or imprisonment for not more than 30 days, to hunt, kill or trap any bird.] To Wildlife Resources.

HB 132 - (Perquimans) Introduced by Holmes

"To amend section 7-235 of the General Statutes of North Carolina in so far as the same relates to the salary of the solicitor of the Perquimans County recorder's court." [Amends cited section to provide that the salary of the solicitor be fixed in the same "manner, form and amount" as that of the recorder of the recorder's court. Chapter 742, Session Laws of 1943, provides that the salary of the recorder of Perquimans County is to be fixed by the county commissioners at not more than $75 nor less than $50 per month and that the salary may be increased or decreased during his term of office. G.S. 7-219 requires that the salary of the recorder of a county recorder's court be fixed in advance by the county commissioners and that it not be increased or decreased during his term of office.] To Salaries and Fees.

HB 133 - (Perquimans) Introduced by Holmes
"To amend Chapter 742 of the Session Laws of 1943, relating to the salary of the recorder of the recorder's court of Perquimans County." [Amends cited chapter to provide that the recorder shall not be paid less than $125 nor more than $200 per month, instead of not less than $50 nor more than $75 per month.] To Salaries and Fees.

HB 134 - (Perquimans) Introduced by Holmes
"To provide for the compensation of the treasurer of Perquimans County." [Provides that the county treasurer be paid a salary of not less than $75 nor more than $100 per month, to be fixed by the county commissioners. Chapter 270 of the Public-Local Laws of 1937 presently limits the salary of the treasurer to not more than $600 annually, to be fixed by the county commissioners.] To Salaries and Fees.

HB 135 - (Rockingham) Introduced by Powell
"To amend Chapter 460 of the Session Laws of 1947 to authorize the city council of the city of Reidsville to increase the salaries of the recorder and the prosecuting attorney of the recorder's court of the city of Reidsville." [Raises ceiling on salary of recorder from $2,400 to $3,000 and on salary of prosecuting attorney in recorder's court from $2,200 to $2,800.] To Courts and Judicial Districts.

HB 138 - (Beaufort) Introduced by Rodman
"To amend the charter of the city of Washington." [Sets up procedures for municipal primaries and elections for the nomination and election of city officials. Election is to be held on first Monday in May, 1951, and biennially thereafter; primary is to be held on third Monday preceding election. Beaufort County board of elections is to appoint registrars and poll holders in first week of March before primary; vacancy occurring between appointment and primary or election day is to be filled either by board of aldermen or mayor; vacancy in registrar position on primary or election day is to be filled by poll holders; vacancy in poll holders on primary or election day is to be filled by registrar. Registration books for primary must be open for 10 days ending with second Saturday before primary; registration for primary entitles registrant to vote in election as well "and the registration books shall not be kept open separately for municipal elections." While no registration may take place on primary or election day, a person satisfying registrar and poll holders that he has become qualified to register since registration period expired "shall be allowed to vote." Absentee voting is prohibited in both primary and election. Ties in primaries and elections are to be broken by Beaufort County board of elections; primary and election disputes are to be determined by the same body. In primaries to nominate candidates for aldermen, candidates are to be voted on at large within their parties; the 2 persons in each of the 4 wards receiving highest city-wide vote become party nominees for office. In election the 2 nominees from each of the 4 wards receiving highest city-wide vote are elected.] To Judiciary 1.

HB 139 - (Columbus) Introduced by Avant

"Relating to the sale of beer in the town of Chadbourn." [Effective May 1, 1951. Limits issuance of "on premises" beer licenses to Grade A hotels, cafeterias, and restaurants, and makes sales for on premises consumption in other places a misdemeanor. Retail beer dealers without "on premises" licenses are prohibited from keeping on the premises at which they sell beer any quantity of beer on ice or under any kind of refrigeration.] To Propositions and Grievances.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 50 - Sanitary district elections. Received from Senate; sent to Finance.

HB 34 - State-owned land deeds. Passed second and third readings.
HB 61 - Buying corn. Reported favorably as amended.
HB 107 - Fish restoration projects. Withdrawn from Commercial Fisheries; re-referred to Wildlife Resources.
HB 118 - County surveyor bonds. Reported favorably.

LOCAL BILLS

HB 25 - (Caldwell) Superior court terms. Reported favorably as amended.
HB 56 - (Cabarrus) Memorial Hospital. Passed second and third readings.
HB 57 - (Davidson) Court costs. Reported favorably.
HB 91 - (Perquimans) Public drunkenness. Passed second and third readings.
HB 92 - (Perquimans) Superior court terms. Reported favorably.
HB 109 - (Buncombe) Asheville Biltmore College funds. Passed second reading.
HB 117 - (Buncombe) Counsel fee in capital cases. Reported favorably.

Next session of House: 12:00 noon, Thursday, January 25, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 18
Thursday, January 25, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 94 - Introduced by Morris, Carlyle, and Lowder

"To amend Article 1 of Chapter 49 of the General Statutes relating to support of illegitimate children." [Amends G.S. 49-2 and 49-4 to raise the age limit of illegitimate children who must be supported by their parents from 14 years to 18 years.] To Public Welfare.

SB 95 - Introduced by Morris, Carlyle, and Lowder

"To amend section 50-13 of the General Statutes relating to divorce." [Inserts paragraph in cited section to require judge in all divorce cases to enter an order awarding custody of all minor children before the final decree granting divorce from bonds of matrimony or from bed and board is signed. Order must contain provisions for support and general care of all children as will best serve their interests. Judge may require county superintendent of public welfare to conduct an investigation into the children's requirements and testify thereto; clerk of court upon request of plaintiff or defendant for a similar investigation at time complaint is filed may issue the necessary order.] To Public Welfare.

SB 96 - Introduced by Morris, Carlyle, and Lowder

"To amend Article 7 of Chapter 153 of the General Statutes of North Carolina so as to provide protection from fire and other hazards for persons confined in jails and lock-ups." [Adds G.S. 153-51.1 prohibiting the confinement of persons to jail or lock-up without an attendant on duty who must inspect occupied cells and be informed on proper action in event of fire, accident, or illness endangering prisoners' health or safety. Female prisoners cannot be confined more than 24 hours in a place not attended by matron. Gives police officers jurisdiction beyond town limits for the sole purpose of transporting to and from county jail persons arrested for violations of town ordinances.] To Public Welfare.

SB 97 - Introduced by Morris, Carlyle, and Lowder

"To amend Section 122-65 of the General Statutes relating to the temporary confinement in jail of mentally disordered persons so as to authorize the temporary care of such persons in some other place." [Amends cited section to allow persons found mentally disordered and dangerous to be temporarily committed to a private or county hospital or other suitable place, as well as to the county jail as at present.] To Public Welfare.

SB 98 - Introduced by Carruthers

"To amend Chapter 163 of the General Statutes of North Carolina relating to the election laws." [Amends cited chapter as follows: (1) Adds a proviso to G.S. 163-11 dealing with the appointment of the county board of elections from among persons recommended by the state political party chairmen, so that when any person recommended fails to meet statutory or constitutional requirements for the office, State Board of Elections need not appoint him, and may require the party chairman to submit up to 3 new names. (2) Raises the compensation for precinct officers as provided in G.S. 163-20 from $5 to $7 for election judges and assistants on election day, and from $6 to $10 for the registrar on election day and each Saturday spent registering voters. (3) Adds a paragraph to G.S. 163-117 to provide that the entire subchapter dealing with primary elections will not apply to nomination of candidates for presidential electors. Such electors are to be nominated in party state convention unless otherwise provided in party organization plan. (4) Adds a sentence to G.S. 163-119 concerning filing notice of candidacy for office, to provide that no one may file as a candidate of one party if at the time he is registered as an affiliate of another party, and unregistered person filing as candidate must sign pledge that he will register in the next registration period as affiliate of party in whose primary he intends to run. (5) Adds subsection (17) to G.S. 163-196 to provide that political literature published or circulated during a primary or general election campaign must bear the signature of the author, the imprint of the printer and, if circulated by an organization, the signatures of the president and secretary thereof; the source of literature attacking a person, race, or group, in order to hold them up to ridicule and scorn must be similarly identified. Makes it a misdemeanor to publish or circulate such literature without name of author and printer.] To Election Laws.

SB 99 - Introduced by Carruthers

"To amend section 163-196 of the General Statutes of North Carolina relating to campaign contributions and expenditures of candidates for nomination to elective public offices in primary elections." [Repeals subsection (9) of cited section setting limits on campaign contributions and expenditures, and adds a paragraph to subsection (8) requiring the Secretary of State to report to the Attorney General candidates who fail to file statement of campaign contributions and expenditures as required by G.S. 163-193 and 194 and requiring prosecution for the violation.] To Election Laws.

SB 100 - Introduced by Powell

"To amend Chapter 20 of the General Statutes as the same relates to operators' and chauffeurs' driver's licenses and to prohibit the photostating or reproduction of operators' and chauffeurs' driver's licenses." [Rewrites G.S. 20-7 (a) to prohibit any person from operating a motor vehicle as a chauffeur without a chauffeur's license unless exempted under G.S. 20-8. Rewrites G.S. 20-7(g) to make all chauffeur licenses expire annually on the birthdays of licensees instead of on June 30 as at present. Adds subsection (f) to G.S. 20-9 to prohibit licensing of any person whose license is suspended or revoked in another state of which such person was a resident at the time of suspension or revocation. Adds subsection (f) to G.S. 20-30 to make it unlawful to reproduce a driver's license or possess a reproduction unless authorized.] To Public Roads.

SB 101 - Introduced by Powell

"To require motor vehicles to be equipped with leak proof exhaust systems and safe steering assemblies." [Adds new subsection to G.S. 20-128 to prohibit a person from driving a motor vehicle unless its entire exhaust system is leak proof. Adds G.S. 20-128.1 to prohibit operation of a motor vehicle unless its steering assembly meets following requirements: (1) not more than 1/4 inch free movement in the front wheels; (2) no "dangerous or undue looseness"; (3) no broken spring leaves or shackle bolts; and (4) not more than 3 inches of free play in steering wheel when measured at rim.] To Public Roads.

SB 102 - Introduced by Powell

"To prohibit persons under fourteen years of age from operating certain vehicles over the highways of this state." [Adds new paragraph to G.S. 20-10 to prohibit the operation of any road machine, farm tractor or implement of husbandry on any state highway by any person 14 years of age or less.] To Public Roads.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 37 - Judges retirement compensation (Senate committee substitute, 1/19). Re-referred to Judiciary 1.
SB 39 - Auto registration plates. Reported favorably.
SB 84 - Alias summons. Reported favorably.
SB 90 - School zone speed limit. Reported favorably.
HB 34 - State-owned land deeds. Received from House; sent to Judiciary 2.
HR 104- (Joint Resolution) School bus contracts. Reported favorably.

LOCAL BILLS

SB 22 - (Moore) Paying taxicabs. Passed second and third readings.
SB 26 - (Franklin) Officials pay. Postponed indefinitely.
SB 29 - (Franklin) Sheriffs salary. Postponed indefinitely.
SB 45 - (Brunswick) Officials pay. Passed second and third readings.
SB 46 - (Montgomery) Publishing county board expenditures. Passed second and third readings.
SB 47 - (Montgomery) Witness fees. Passed second and third readings.
SB 48 - (Montgomery) Juror fees. Passed second and third readings.
SB 79 - (Harnett) Erwin traffic regulations. Passed second and third readings.
SB 82 - (Duplin) Warsaw bird sanctuary. Passed second and third readings.

HB 2 - (Pender) Disposition of delinquent taxes. Passed second and third readings.
HB 11 - (Clay) Abolishing tax penalties. Passed second and third readings.
HB 13 - (Forsyth) Winston-Salem annexation. Passed second reading.
HB 19 - (Pitt) Election of Ayden aldermen. Passed second and third readings.
HB 23 - (Franklin) Officials pay. Passed second and third readings.
HB 27 - (Wilkes) Postponing revaluation. Passed second and third readings.
HB 32 - (Franklin) Sheriffs salary. Passed second and third readings.
HB 50 - (Sampson) Roseboro candidates. Passed second and third readings.
HB 56 - (Cabarrus) Memorial Hospital. Received from House; sent to Counties, Cities, and Towns.
HB 91 - (Perquimans) Public drunkenness. Received from House; sent to Judiciary 2.

BILLS RATIFIED

SB 12 - (Forsyth and Brunswick) Sale of estate property, as amended in Senate 1/12.

Note: The President of the Senate has made the following additional changes in standing committee assignments: Senator Whitley is transferred from Employment Security to Banks and Currency; Senator Little's name is removed from the list of members of Banks and Currency; Senator Fountain is transferred from Penal Institutions to Senatorial Districts; Senator Frink is transferred from Insurance to Veterans and Military Affairs.

Next session of Senate: 10:00 a.m., Friday, January 26, 1951.

#

BULLETIN NO. 18
Thursday, January 25, 1951

Session: House -- 12:00 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 142 - Introduced by Williams

"To amend G.S. 113-102 to prohibit the taking of game from public highways." [Amends cited section relating to protection of game by adding a new subsection 4 making it unlawful to take or attempt to take, by use of firearms, any game from the right of way of a publicly maintained thoroughfare or of a passenger-carrying railroad.] To Wildlife Resources.

HB 143 - Introduced by Blue

"To change the age of enrollment in the public school system from October 1st of the year of enrollment to December 1st of the year of enrollment." [Amends G.S. 115-371 to allow a child whose sixth birthday falls on or before December 1 to enroll during the first month of the school year upon presentation of a birth certificate if the principal so requires.] To Education.

HB 145 - Introduced by Royster, Allen, and Taylor of Warren

"To create a commission to promote the development of the Buggs Island area in northeastern North Carolina." [Creates a "Buggs Island Development Commission" consisting of 9 members, 2 each from Vance and Granville Counties, 1 from Warren County, 2 from the state at large, and 2 ex officio members, 1 each from the Wildlife Resources Commission and the Board of Conservation and Development, all appointed by the governor on or before July 1, 1951, for terms ranging from 2 to 6 years with all subsequent terms lasting 6 years. Purpose of commission is indicated in title and duties are prescribed as follows: (1) to recommend to the Department of Conservation and Development and the Wildlife Resources Commission policies that will promote development of this area for the benefit and enjoyment of all; (2) to confer with various agencies and officials of the federal and interested state governments as to development of this area; (3) to advise and confer with any other North Carolina official or agency concerned with the development of these resources; (4) to advise and confer with interested individuals, organizations, or agencies and to use its facilities and efforts in formulating, developing, and carrying out overall programs for this area development. Commission must make a biennial report to the governor covering work done through December 31 of year preceding each session of the legislature. Expenses incurred by ex officio members are to be paid from their respective agency funds. Other members will receive traveling expenses as approved by the Director of the Budget from funds contributed to the commission by county commissioners of Granville, Vance, and Warren counties and the municipalities therein, or grants or donations from interested citizens or from state or federal agencies. Authorizes Wildlife Resources Commission and Department of Conservation and Development to request funds to aid work of the commission.] To Conservation and Development.

HB 146 - Introduced by Spruill and Umstead

"To amend Chapter 108 of the General Statutes of North Carolina so as to establish a state boarding fund for the aged and infirm." [Adds Article 4A to G.S. Ch. 108, to be entitled "State Boarding Fund for the Aged and Infirm." Authorizes and directs State Board of Public Welfare to establish the fund and to adopt rules and regulations for payments from fund for part or all the cost of maintaining in a duly licensed boarding home any aged or infirm person (1) for whose health or welfare State Board deems boarding home care essential, and (2) who is otherwise eligible for public assistance under the old age assistance program, the aid to the permanently and totally disabled program, or the general assistance program, and (3) whose total resources, including public assistance grants, are not sufficient to provide suitable boarding home care. Payments from the fund may be made to persons receiving other public assistance so long as it is for the necessary costs of domiciliary care in a licensed home. Unexpended balances from appropriations for this purpose are not to lapse but are to be carried over to next fiscal year.] To Mental Institutions.

HB 147 - Introduced by Little of Anson and Clark of Lincoln
"To amend section 122-65 of the General Statutes relating to the temporary confinement in jail of mentally disordered persons so as to authorize the temporary care of such persons in some other place." [Identical with SB 97, digested in the Senate section of today's bulletin.] To Public Welfare.

HB 148 - Introduced by Little of Anson and Clark of Lincoln
"To amend Article 1 of Chapter 49 of the General Statutes relating to support of illegitimate children." [Identical with SB 94, digested in the Senate section of today's bulletin.] To Public Welfare.

HB 149 - Introduced by Little of Anson and Clark of Lincoln
"To amend section 50-13 of the General Statutes relating to divorce." [Identical with SB 95, digested in the Senate section of today's bulletin.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 140 - (Durham) Introduced by Sanders and Barker
"To fix the compensation of the mayor and members of the city council of the city of Durham." [Retroactive to January 1, 1951, provides that the mayor be paid $2,000 annually and that each member of the city council be paid $60 monthly plus $10 for each regular meeting and meeting of the council as committee of the whole which he attends, not to exceed a total of 4 meetings per month.] To Salaries and Fees.

HB 141- (Gates) Introduced by Askew
"Relating to jury trials in any inferior court in Gates County." [Provides that upon demand for a jury trial in any trial in an inferior court in Gates County other than a mayor's court or JP court, the judge of such court shall transfer the trial to the superior court of Gates County. Requires defendant to execute new bond in amount fixed by judge of inferior court for appearance at next term of superior court.] To Courts and Judicial Districts.

HB 144 - (Richmond) Introduced by Pittman
"To amend Chapter 218 of the 1947 Session Laws of North Carolina relating to the traffic bureau of the town of Hamlet." [Amends section 1 of cited act to add following traffic violations to those which the town council may authorize the traffic bureau to handle: (1) disregarding traffic lights, (2) violating speed limit. Rewrites section 2 to set following amounts as partial payment of court costs for violation of speed limit, on first and second offense: (1) 36-50 miles per hour, $5-$10; (2) 51-55 miles per hour, $10-$15; (3) 56 MPH and over, $15-$25. Sets payment for disregarding traffic lights at $10, and increases payment for disregarding stop signs to $5. Rewrites section 3 to provide that the traffic bureau shall not accept a plea of guilty for violating speed limits, disregarding traffic lights, or disregarding stop signs by the same person more than twice in a 12-month period. 1947 act prohibited traffic bureau to accept plea of guilty more than twice in 12-month period for any violation listed in the act.] To Courts and Judicial Districts.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate Committee Substitute, 1/22, as amended in the Senate 1/23). Received from Senate; sent to Judiciary 2.
SB 41 - Military jury exemptions. Received from Senate; sent to Courts and Judicial Districts.
SB 76 - Pauper appeals. Received from Senate; sent to Courts and Judicial Districts.

HB 61 - Buying corn. Amended to apply only to counties of Halifax, Warren, Wake, Bertie, and Northampton; passed second and third readings.
HB 118 - County surveyor bonds. Passed second and third readings.

LOCAL BILLS

HB 25 - (Caldwell) Superior court terms. Amended to correct provision permitting assigned judges to hold terms when regular judge is unavailable so that chief justice of supreme court is directed to assign judges rather than the governor; passed second and third readings.
HB 47 - (Forsyth) Register of deeds pay. Reported favorably.
HB 57 - (Davidson) Court costs. Passed second and third readings.
HB 60 - (Polk) JP fees. Reported favorably.
HB 62 - (Macon) Jurors fees. Reported favorably.
HB 92 - (Perquimans) Superior court terms. Passed second and third readings.
HB 103 - (Sampson) Sheriff salary. Reported favorably.
HB 109 - (Buncombe) Asheville Biltmore College funds. Passed third reading.
HB 117 - (Buncombe) Counsel fee in capital cases. Passed second and third readings.
HB 119 - (Alamance) Register of deeds fees. Reported favorably.
HB 122 - (Watauga) Sheriff salary. Reported favorably.
HB 130 - (Pamlico) Register of deeds fees. Reported favorably.
HB 132 - (Perquimans) Solicitor salary. Reported favorably.
HB 133 - (Perquimans) Recorder salary. Reported favorably.
HB 134 - (Perquimans) Treasurer salary. Reported favorably.

Next session of House: 10:00 a.m., Friday, January 26, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 19
Friday, January 26, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 103 - Introduced by Allsbrook, Little, Rankin, and Nolan

"To authorize the installation of an elevator in the state capitol and to appropriate sufficient funds therefor." [Directs Board of Public Buildings and Grounds to contract for installation of elevator in capitol building without making material changes in present structure. Authorizes allocation of up to $7,500 from Contingency and Emergency Fund for that purpose.] Passed three readings and sent to the House.

SB 104 - Introduced by Price by request

"To amend certain sections of Subchapter V of Chapter 105 of the General Statutes relating to the collection of the gasoline and special motor fuels gallonage tax." [Effective July 1, 1951. Amends the portion of G.S. 105-434, permitting motor fuels distributors to compute the gallonage tax on the basis of the amount purchased or refined rather than on the amount sold, to insure that this alternative computation covers amounts received or imported as well as the amounts purchased, produced, refined, manufactured, or compounded in the state. Distributors using this method of computation must report and pay the tax on the basis of the first receipt, importation, or purchase within the state, plus any fuel refined, manufactured, or compounded here during the reporting period. Amends G.S. 104-435(b), dealing with permits to operate vehicles on fuels other than "motor fuels" as defined by G.S. 105-430, to delete prohibition against requiring permit-holders to give bond as is required of motor fuels distributors. Adds to G.S. 104-435 a provision making it a misdemeanor (1) for dealers or distributors of special motor fuels to do business here before posting with Commissioner of Revenue a $500 surety bond and (2) for users of such fuels to operate here without, as a prerequisite of obtaining required permit, posting with Commissioner a surety bond the amount of which is to be determined by the number of vehicles used: not over 3, $250; 4 to 6, $500; 7 to 12, $1,000; 13 to 18,$1,500; more than 18, $2,000. Requires dealers in motor vehicles designed to use fuels other than gasoline to report all sales thereof monthly to Commissioner; the same requirement applies to garages or individuals converting vehicles for such fuel consumption. Requires sellers of such special fuels to keep for 3 years records showing all purchases and sales of such fuels so as to show their taxable or non-taxable character, and provides that if such records are not kept all sales will be considered taxable. Motor carriers of persons and property must report and pay the tax imposed on special motor fuels used on N. C. highways by vehicles leased by them. If any special motor fuel is not measured or sold by the gallon, Commissioner is empowered to assess and collect a tax of 7¢ on the nearest power equivalent to 1 gallon of gasoline. Adds to G.S. 105-437, dealing with action in case distributor wilfully fails to make reports for gallon tax, a provision that failure or neglect to pay full amount of tax subjects distributor to payment of

1/2% per month on the deficiency from due date until paid. Amends G.S. 105-438 to require that distributors must keep sale records for 3 years if reports have been filed and for 5 years if they have not (present requirement is 2 years). Amends G.S. 105-444, making distributors trustees of taxes collected, to make the provision cover collections of special fuels taxes as well as gas taxes.] To Finance.

SB 105 - Introduced by Morris, Carlyle, and Lowder
"To amend Chapter 33 of the General Statutes of North Carolina relating to guardian and ward so as to provide more fully for the appointment of guardians of the person." [Identical with HB 156 digested in House section of today's bulletin.] To Public Welfare.

SB 106 - Introduced by Morris, Carlyle, and Lowder
"To provide a uniform reciprocal procedure for interstate enforcement of support for dependents." [Identical with HB 155 digested in House section of today's bulletin.) To Public Welfare.

SB 107 - Introduced by Morris, Carlyle, and Lowder
"To amend Article 40 of Chapter 14 of the General Statutes of North Carolina relating to abandonment and nonsupport." [Identical with HB 154 digested in House section of today's bulletin.] To Public Welfare.

SB 108 - Introduced by Carruthers and others
"To define the duties of the state auditor." [Completely rewrites G.S. 147-58 to specify in detail the duties and powers of the state auditor. Among other things, permits state departments and institutions, when considered expedient by reason of size or location, to make expenditures through disbursing accounts with the state treasurer; directs auditor, at times deemed expedient, to audit athletic funds of state institutions (admission fees, donations, etc.), to audit records of all performances staged on state property by state agency or in which state agency shares in receipts, and to audit accounts of private and semi-private agencies receiving state aid; authorizes auditor to make special investigations upon governor's direction; requires state agencies of all kinds planning to change their accounting systems to obtain prior approval of both auditor and director of the budget; authorizes auditor to appoint a deputy to perform any duties pertaining to the office or for a specific purpose. Repeals G.S. 143-106 and 143-107, and substitutes for them a section requiring state departments and institutions to submit their license forms to auditor upon his request rather than automatically. Amends G.S. 147-60, dealing with the surrender of barred warrants on the state treasury and issuance of new ones therefor, to allow auditor to validate barred warrants upon proper showing as well as to issue new ones for them.] To Judiciary 1.

SB 109 - Introduced by Allsbrook
"To abolish civilian absentee voting in general elections in North Carolina." [Repeals G.S. 163-54 through 163-69 which provide for civilian absentee voting in general elections. Rewrites G.S. 163-70 through 163-75, and 163-77 which provide for absentee voting in primaries by armed forces personnel to allow such personnel and also disabled war veterans in veteran hospitals to vote in both primary and general elections. Amends G.S. 163-74 to allow army sergeants or navy chief petty officers (and medical doctors in veteran hospitals when applicable), as well as commissioned officers, to witness the signature of absentee voters. Amends Art. 11A to conform to other amendments.] To Election Laws.

SB 110 - Introduced by Sawyer
"To amend the Constitution of the State of North Carolina so as to obtain greater economy and efficiency in state government by authorizing the North Carolina General Assembly to reorganize agencies of the executive branch of the

government not headed by elective officials." [Submits to the people at the next general election an amendment to Sec.I of Art. III, N. C. Constitution, to allow the General Assembly to reorganize all administrative agencies and departments of the executive branch of the state government, other than those headed by elective officials. Amendment limits number of major state departments, in addition to those headed by elective officials, to 12 after January 1, 1954. General Assembly may establish special temporary commissions without allocation to any major department. Appointments and promotions of personnel, except department heads, are to be made according to merit ascertained, as far as practicable, by competitive examinations.] To Constitutional Amendments.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 39 - Auto registration plates. Passed second and third readings.
SB 84 - Alias summons. Postponed to 1/29.
SB 90 - School zone speed limit. Passed second and third readings.
SB 103 - Capitol elevator. Passed three readings.

HR 104 - (Joint Resolution) School bus contracts. Passed second and third readings.
HB 118 - County surveyor bonds. Received from House; sent to Judiciary 2.

LOCAL BILLS

HB 13 - (Forsyth) Winston-Salem annexation. Passed third reading.
HB 57 - (Davidson) Court costs. Received from House; sent to Courts and Judicial Districts.
HB 92 - (Perquimans) Superior court terms. Received from House; sent to Courts and Judicial Districts.
HB 109 - (Buncombe) Asheville Biltmore College funds. Received from House; sent to Counties, Cities, and Towns.
HB 117 - (Buncombe) Counsel fee in capital cases. Received from House, sent to Courts and Judicial Districts.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, January 27, 1951.

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BULLETIN NO. 19
Friday, January 26, 1951

Session: House -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 150 - Introduced by Whitfield

"To authorize the governor, with the approval of the Council of State, to convey to the United States of America a tract of land purchased for the Moore's Creek National Military Park." [As title indicates. Tract was purchased by a commission established for this purpose in 1947. Conveyance to United States to enlarge the park located in Pender County is to be without consideration.] To Conservation and Development.

HB 154 - Introduced by Little of Anson and Clark of Lincoln

"To amend Article 40 of Chapter 14 of the General Statutes of North Carolina relating to abandonment and nonsupport." [Amends G.S. 14-322 relating to abandonment by husband or parent to include as a misdemeanor wilful failure or refusal of the husband while living with his wife or of either parent while living with their children to provide adequate support. Permits court to issue order providing for support of wilfully neglected as well as abandoned dependents. Rewrites G.S. 14-325 to make abandonment or wilful nonsupport of a wife physically or mentally unable to maintain herself a misdemeanor and a continuing offense until permanent provision is made or the disability removed. Rewrites G.S. 14-326 to provide that parents shall not be released from their responsibility for children physically or mentally incapable of providing their own maintenance even though they have reached age 18. Permits court, upon conviction of defendants under this article, to place them on probation with a requirement of immediate contribution to dependents in accordance with ability to pay, or to commit to the county jail, or to make other orders as the court sees fit. Allows dependents of persons charged under this article to receive pendente lite such sum as the court may order the defendant to pay, provided defendant is given 5 days notice and a hearing.] To Public Welfare.

HB 155 - Introduced by Little of Anson and Clark of Lincoln

"To provide a uniform reciprocal procedure for interstate enforcement of support for dependents." [Creates a new Chapter 52A to be cited as the Uniform Reciprocal Enforcement of Support Act designed to improve and extend by reciprocal legislation the enforcement of duties of support. Provides that the duties of support imposed by the laws of this state or of the state where obligee was present when failure to support commenced bind the obligor regardless of the residence of the obligee. Obligee may elect duties of support imposed by laws of the state where obligor was present during period for which support is sought. Provides for extradition from any other state and requires the governor to surrender on the demand of the governor of any other state any person who is charged in this state or in such other state with the crime of failing to provide support. Relieves from extradition for desertion or non-support action entered in N. C. courts any obligor who submits to the jurisdiction of the court of another state and complies with its order of support. State or political subdivision thereof is subrogated to the rights of any obligee to whom support has been furnished. All duties of support are enforceable by action in the superior court. Provides a procedure whereby a court in the state where action under this chapter is initiated may, after finding that the complaint sets forth facts from which it may be determined that defendant owes duty of support, certify and transmit copies of the complaint and of this act to a court of another state which can obtain jurisdiction of the defendant or his property. When such proceedings are transferred to a court of this state, action must be taken to secure jurisdiction of the defendant and the solicitor of the district must prosecute the case. Copies of all orders of support must be sent to the initiating court. A court of a state acting as a responding state must transmit to the court of the initiating state all payments made by the defendant and furnish on request a certified statement of all payments made. Husband and wife are made competent to testify to any relevant matter, and the privilege against disclosure of communications between husband and wife is inapplicable to proceedings under this act. Effective January 1, 1952.] To Public Welfare.

HB 156 - Introduced by Little of Anson and Clark of Lincoln

"To amend Chapter 33 of the General Statutes of North Carolina relating to guardian and ward so as to provide more fully for the appointment of guardians of the person." [Amends G.S. Ch. 33 to add Article 12 entitled "Personal Guardians," concerning the appointment and duties of guardians of the person as distinguished from the estate of a ward. Makes it superior court clerk's duty to appoint personal guardian for child not living with parent or for any incompetent as defined in G.S. 33-68(g) when clerk deems it necessary. County welfare superintendent and judge of juvenile or domestic relations court must notify clerk of persons eligible for and in need of guardianship. On basis of ward's best interest without regard to relationship, clerk is to appoint a competent person who is (1) at least 21 years old, (2) domiciled in North Carolina, and (3) qualified to act as guardian by experience or by blood or marital relationship to prospective ward. When appointment is made, clerk must send order of appointment to welfare superintendent who assists, but has no authority over, guardian, since guardian is subject only to supervision of the clerk. Superintendent may advise clerk concerning ward's welfare and must make an annual report to the clerk on the status of every ward under a personal guardian appointed and serving in the county. Personal guardian may be appointed even though one or both parents or adoptive parents is living; if appointment results from adjudication by court of competent jurisdiction that child is delinquent, abandoned, neglected, or in need of better guardian, appointment must be terminated on request of natural or adoptive parent and proof that custody of child has been returned to such parent by valid order of a court. Defines general powers and duties of personal guardian as follows: (1) To have custody and care of ward as defined by law for care of another without necessity of filing bond, inventories, or accounts unless ordered to do so by clerk. (2) To be responsible for support and education of ward in same manner as parent, including right to custody and discipline. (3) To receive from estate guardian income necessary for care and education. (4) To notify estate guardian when income is insufficient for proper care and education, whereupon either estate or personal guardian may petition clerk of county wherein estate guardian is appointed for permission to encroach upon corpus of the estate; clerk may grant permission, specifying amount of estate which may be used, but insufficiency of income is not to relieve personal guardian of any responsibility for ward. (5) To receive and spend for care and education the income and corpus of the ward's estate where the annual income does not exceed $50 per month or the corpus does not exceed $500 in total value. In such cases the personal guardian must also serve as estate guardian and no general or estate guardian need be appointed. Permits personal guardian to offer resignation in writing to clerk, who may accept it if satisfied of guardian's good faith and replacement is available. Clerk may, after notice and hearing, revoke appointment for cause, that is, (1) waste or conversion of ward's money to own use, (2) neglect of care or education of ward, (3) legal disqualification, (4) removal of guardian from state, (5) cessation of need for guardianship, or (6) failure in any manner to perform duties. Guardianship may be automatically terminated for one of following reasons: (1) Death of guardian or ward; if guardian has more than one ward, guardianship is terminated with respect to deceased ward only; if guardian dies, powers and duties do not pass to personal representative, but he must notify clerk of death within 10 days of qualification to permit clerk to provide for protection of ward. (2) Ward attaining age of 21 unless he is incompetent. (3) Entry of final order or adoption of ward. (4) Restoration to sobriety or sanity of the ward as determined by order of court of competent jurisdiction. (5) Marriage of the ward, except that death of spouse or divorce before ward reaches majority will permit re-appointment of personal guardian. On termination guardian is to notify clerk of county where appointed and county welfare superintendent who must report to clerk on facts of termination. Clerk may require final account when guardian who has had custody of any property ceases to act for any reason, or guardian may offer account, and any account submitted must be audited and recorded. Clerk is to fix compensation of personal guardian at not more than sum now allowed other guardians, to be paid from income or estate of ward unless annual income of ward does not exceed $50 per month or corpus of the estate does not have total value of $500, in which case no compensation is to be awarded.] To Public Welfare.

LOCAL BILLS INTRODUCED -- HOUSE

HB 151 - (Martin) Introduced by Anderson

"To amend the charter of the town of Robersonville so as to provide for the holding of a primary for nomination of candidates for the municipal election." [Provides for holding primary election on fourth Monday preceding general municipal election to select party nominees for mayor, 5 commissioners and any other elective office. Only names of nominees in primary are to appear on ballot in general election. Judges and other officers for general municipal election are to serve in primary which must be held in same place and in same manner as general municipal elections. Candidates must file notice of candidacy with town clerk at least 10 days prior to election and pay filing fee of $5. Clerk is directed to publish names of candidates, prepare ballots, and canvass returns on day following election under supervision of mayor and commissioners.] To Counties, Cities, and Towns.

HB 152 - (Guilford) Introduced by Crissman, Kirkman, Shreve, and Turner

"To authorize the city of High Point to make rules and regulations for the protection and use of its water supply lake and its public park and swimming pool on Deep River." [Empowers city council of High Point to make rules and regulations (1) for the protection and use of its raw water reservoir on Deep River, including terms and conditions for permitting fishing and boating, fees to be charged for fishing permits, and appointment of wardens to enforce the regulations; (2) for the protection, betterment, administration, and use of its park and swimming pool below the lake, including provisions for the use of streets and driveways, for the creation of parking areas, and for prohibition of the sale and use of beer, wine, and whiskey. All regulations are to have the force of ordinances upon adoption for enforcement by the sheriff or any deputy sheriff of Guilford County, except that parking regulations may also be enforced by police officers of the city of High Point. Police officers injured while enforcing such regulations in the park are to be covered by the N. C. Workman's Compensation Act. Makes violations of regulations misdemeanors punishable by a fine of $25 and costs. Contains separability provision.] To Counties, Cities, and Towns.

HB 153 - (Guilford) Introduced by Crissman, Kirkman, Shreve, and Turner

"To amend Chapter 440 of the 1949 Session Laws of North Carolina, relating to purchase of supplies by Guilford County and the city of Greensboro in Guilford County, making such act apply to city of High Point." [Includes High Point in provisions of cited act which permits Greensboro and Guilford County to purchase supplies or perform construction up to a cost of $2,000 without advertising for bids, instead of the limit of $1,000 imposed by G.S. 143-129.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 50 - Sanitary district elections. Reported favorably.

HB 149 - Custody in divorce cases. Withdrawn from Judiciary 1; re-referred to Public Welfare.

LOCAL BILLS

SB 22 - (Moore) Paying taxicabs. Received from Senate; sent to Judiciary 1.
SB 45 - (Brunswick) Officials pay. Received from Senate; sent to Salaries and Fees.
SB 46 - (Montgomery) Publishing county board expenditures. Received from Senate; sent to Counties, Cities, and Towns.
SB 47 - (Montgomery) Witness fees. Received from Senate; sent to Salaries and Fees.
SB 48 - (Montgomery) Juror fees. Received from Senate; sent to Salaries and Fees.
SB 79 - (Harnett) Erwin traffic regulations. Received from Senate; sent to Counties, Cities, and Towns.
SB 82 - (Duplin) Warsaw bird sanctuary. Received from Senate; sent to Wildlife Resources.

HB 28 - (Cleveland) Superior court terms. Reported favorably as to committee substitute which was adopted; adds provision requiring the chief justice of the supreme court to assign a judge to hold the additional term of court provided for in the bill.
HB 47 - (Forsyth) Register of deeds pay. Passed second and third readings.
HB 60 - (Polk) JP fees. Passed second and third readings.
HB 62 - (Macon) Jurors fees. Passed second and third readings.
HB 103 - (Sampson) Sheriff salary. Passed second and third readings.
HB 119 - (Alamance) Register of deeds fees. Passed second and third readings.
HB 122 - (Watauga) Sheriff salary. Passed second and third readings.
HB 130 - (Pamlico) Register of deeds fees. Passed second and third readings.
HB 132 - (Perquimans) Solicitor salary. Passed second and third readings.
HB 133 - (Perquimans) Recorder salary. Passed second and third readings.
HB 134 - (Perquimans) Treasurer salary. Passed second and third readings.
HB 140 - (Durham) Durham officials salaries. Reported favorably.

Next session of House: For consideration of local bills only, 11:00 a.m., Saturday, January 27, 1951.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone 4-2184**

BULLETIN NO. 20
Saturday, January 27, 1951

Session: Senate -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

HB 25 - (Caldwell) Superior court terms, as amended in House 1/25. Received from House; sent to Courts and Judicial Districts.
HB 47 - (Forsyth) Register of deeds pay. Received from House; sent to Salaries and Fees.
HB 60 - (Polk) JP fees. Received from House; sent to Salaries and Fees.
HB 61 - (Bertie, Halifax, Northampton, Wake, and Warren) Buying corn, as amended in House 1/25. Received from House; sent to Judiciary 2.
HB 62 - (Macon) Jurors fees. Received from House; sent to Salaries and Fees.
HB 103 - (Sampson) Sheriff salary. Received from House; sent to Salaries and Fees.
HB 119 - (Alamance) Register of deeds fees. Received from House; sent to Salaries and Fees.
HB 122 - (Watauga) Sheriff salary. Received from House; sent to Salaries and Fees.
HB 130 - (Pamlico) Register of deeds fees. Received from House; sent to Salaries and Fees.
HB 132 - (Perquimans) Solicitor salary. Received from House; sent to Salaries and Fees.
HB 133 - (Perquimans) Recorder salary. Received from House; sent to Salaries and Fees.
HB 134 - (Perquimans) Treasurer salary. Received from House; sent to Salaries and Fees.

Next session of Senate: 8:00 p.m., Monday, January 29, 1951.

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BULLETIN NO. 20
Saturday, January 27, 1951

Session: House -- 11:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 39 - Auto registration plates. Received from Senate; sent to Roads.
SB 90 - School zone speed limit. Received from Senate; sent to Judiciary 2.

LOCAL BILLS

HB 140 - (Durham) Durham officials salaries. Amended to fix the monthly salary of city councilmen, apart from per diem for each meeting attended, at $25 instead of $60; passed second and third readings.

Next session of House: 8:00 p.m., Monday, January 29, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone 4-2184**

BULLETIN NO. 21
Monday, January 29, 1951

Session: Senate -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 111 - Introduced by Hobgood

"To amend section 28-1 of the General Statutes of North Carolina relating to the appointment of administrators." [Amends cited section to broaden probate jurisdiction of CSC to include cases in which the decedent, not being domiciled in North Carolina, was at the time of his death a party to an action pending in the county in which the particular CSC serves.] To Judiciary 1.

SB 112 - Introduced by Allsbrook

"To amend section 39-24 of the General Statutes of North Carolina so as to provide that charitable, fraternal, religious, or patriotic voluntary organizations and associations may sue and be sued in their common name concerning real estate held by them." [Amends cited section permitting organizations named in title to acquire and hold real property, to add the power to sue and be sued in common name concerning such property.] To Judiciary 2.

SB 113 - Introduced by Watts and Bell

"Relating to carrying concealed weapons." [Amends G.S. 14-269 to add to the list of weapons which cannot be intentionally carried concealed about the person the "switch blade" and the "automatic spring-blade knife."] To Judiciary 2.

SB 114 - Introduced by Powell

"To provide that operators' and chauffeurs' licenses shall not be issued to persons hereafter becoming sixteen (16) years of age who cannot read and write." [Inserts new section (o) in G.S. 20-7 to provide that no person who reaches 16 years of age on or after July 1, 1951, will be licensed to drive unless he can read and write. Authorizes Department of Motor Vehicles to require such person to demonstrate ability by reading a section and writing a sentence from the Motor Vehicles Laws.] To Public Roads.

SB 115 - Introduced by Powell

"To amend section 20-38 of the General Statutes so as to define properly business and residential districts." [G.S. 20-38(a) defines "business district" for purposes of Motor Vehicle Act of 1937 as territory having 75% business frontage on 300 feet of highway; bill changes definition to territory contiguous to a highway when, within any 600 foot distance on the highway, business or industrial buildings occupy frontage of 300 feet on one side or collectively on both sides. G.S. 20-38(w)1 defines "residence district" as territory where 75% of frontage for 300 feet is mainly occupied by dwellings or by dwellings and business buildings; bill changes definition to territory contiguous to a highway not comprising a "business district" when 300 feet or more of property is "in the main improved" with residences or residences and business buildings.] To Public Roads.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 34 - Workmen's Compensation increase. Reported favorably as amended.
SB 84 - Alias summons. Amended so as not to apply to pending litigation. Passed second and third readings.
SB 93 - Morganton deaf school building. Withdrawn from Education; re-referred to Appropriations.

LOCAL BILLS

None.

Note: Pursuant to Senate Rule 29, the chairman of the Committee on Education, with the approval of the President, has appointed the following members as the Subcommittee on Library: Senator Carruthers, Chairman; Senators Bell and Nolan.

Next session of Senate: 12:00 noon, Tuesday, January 30, 1951.

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BULLETIN NO. 21
Monday, January 29, 1951

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 157 - Introduced by Doughton

"To amend section 53-110 of the General Statutes of North Carolina relating to the retention, reproduction and disposition of bank records." [Amends G.S. 53-110, which permits the state banking commission to regulate the keeping of bank books and records, to provide for disposition of records of banks and trust companies subject to G.S. Ch. 53 and national banking associations insofar as the provisions do not conflict with federal laws. Directs each bank to retain permanently minute books of stockholder and director meetings, its capital stock ledger, its capital stock certificate ledger or stubs, and any records so required by the banking commission. Directs the banking commission to issue regulations classifying all bank records and prescribing the period for which each class is to be retained. In drafting regulations commission is to consider legal actions in which the records might be required, state and federal statutes of limitations applicable to such legal actions, and availability of same information from other sources, so that records will be kept as short a period as possible without harming any interested person. Permits banks to have any or all records reproduced by any photographic process which preserves the original record on film or other durable material. Such photographic reproduction is to be deemed an original record for all purposes, including admissibility in evidence, and a facsimile or copy of the photographic reproduction is to be treated as a facsimile or copy of the original record. Permits banks to dispose of records retained for the period prescribed by the banking commission.] To Banks and Banking.

HB 158 - Introduced by Doughton

"To amend sections 53-78 and 53-79 of the General Statutes relating to banks, to authorize the appointment of loan committees and to provide for keeping minutes of the meetings of such committees and subcommittees thereof to the board of directors." [Adds to G.S. 53-78 a provision allowing bank directors, in addition to the required executive committee, to appoint a general loan committee composed of at least 3 directors and such officers as desired. By-laws or resolution of directors is to set committee's jurisdiction to approve or disapprove loans and investments. Directors of banks having branches may appoint, in addition to a general loan committee, such committees for parent bank and for each branch. Loans and investments authorized by loan committees may, but need not, be passed on by the executive committee. Amends G.S. 53-79 dealing with the minutes to be kept by directors and executive committees to require loan committees to keep similar records.] To Banks and Banking.

HB 160 - Introduced by Rodman

"To make uniform the period of notice of sale of personal property by administrators and executors." [Amends G.S. 28-75 to change the period of notification for public sales of personal estate by executors or administrators from 20 to 10 days prior to the sale.] To Judiciary 1.

HB 162 - Introduced by Falls and Branch

"To appropriate $27,768.35 to the State Department of Agriculture for the purpose of carrying out the provisions of Article 4A, Chapter 106 of the General Statutes relating to the enforcement of the insecticide, fungicide and rodenticide laws." [Cited statute provides for registration, inspection, and analysis of economic poisons sold in North Carolina. Appropriation indicated in title is to come from General Fund and be available as of February 1, 1951.] To Agriculture.

LOCAL BILLS INTRODUCED -- HOUSE

HB 159 - (Lenoir) Introduced by Parrott

"To amend G.S. 103-1 relating to Sundays." [Exempts Lenoir County from applicability of section imposing $1 fine upon any person over 13 years of age engaging in work of his ordinary calling or in "any game, sport or play" on Sunday.] To Judiciary 2.

HB 161 - (Yancey) Introduced by Atkins

"To fix the compensation of the sheriff and chief deputy sheriff of Yancey County." [Effective July 1, 1951, provides monthly salary of $300 for sheriff in addition to his fees for service of process. Provides monthly salary of $150 for chief deputy sheriff.] To Salaries and Fees.

HB 163 - (Wake) Introduced by Womble

"To provide for an election to be held in the city of Raleigh to determine whether the city manager form of government shall be retained therein." [Calls for an election to be held in Raleigh on a Saturday on or before March 24, 1951, to determine whether the city manager form of government is to be retained or whether the commission form of government, in effect prior to 1947, is to be reinstated. If city manager form is defeated, 3 city commissioners will be elected in 1951 primary and general municipal election. Provides that all ordinances adopted and franchises granted under the city manager form of government are to remain effective if that form of government is defeated.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 50 - Sanitary district elections. Passed second reading.
SB 103 - Capitol elevator. Received from Senate; sent to Appropriations.

LOCAL BILLS

HB 28 - (Cleveland) Superior court terms (Committee Substitute, 1/26). Passed second and third readings.

Next session of House: 12:00 noon, Tuesday, January 30, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone** 4-2184

BULLETIN NO. 22
Tuesday, January 30, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 116 - Introduced by Johnson

"To amend Chapter 28, section 28-47 and section 28-113 of the General Statutes of North Carolina as the same relate to the advertisement for claims by executors, administrators and collectors and settlement of claims." [Amends G.S. 28-47, dealing with advertisement for claims against decedents' estates, to reduce from 12 to 6 months the time in which creditors must file claims with estate representative, and to reduce from 6 to 4 consecutive weeks the time for running newspaper advertisement of representative's notice to creditors. Amends G.S. 28-113 to provide that estate representative is not to be chargeable for any assets he has paid out for decedent's debts, legacies, etc., in actions brought on claims not presented within 6 (rather than 12) months from first publication of general notice to creditors.] To Judiciary 1.

SB 117 - Introduced by Carruthers

"To amend section 163-29 of the General Statutes of North Carolina relating to the registration of voters removing from one precinct to another within the same city, town or township." [Sets up a new procedure for registration of persons moving voting residence within the same city, town, or township. Upon registering in new precinct applicant is to fill out notice, witnessed by registrar of new precinct, informing registrar of former precinct that applicant has registered in new precinct. New registrar forwards notice through chairman of county board of elections to registrar of applicant's former precinct who must cancel registration in precinct of former residence.] To Election Laws.

SB 118 - Introduced by Eagles

"To amend Chapter 511, Session Laws of 1947, to extend time to hold a referendum of flue cured tobacco farmers in North Carolina to promote through organized effort the export sale of flue cured tobacco." [Identical with HB 164 digested in House section of today's bulletin.] To Agriculture.

SB 119 - Introduced by Carlyle

"To amend G.S. 55-43 relating to the manner of execution of conditional sales contracts and chattel mortgages." [Adds vice-president to the list of corporation officers authorized by cited section to sign conditional sales contracts and chattel mortgages in name of corporation.] To Judiciary 1.

SB 120 - Introduced by Powell and others

"To provide for the maintenance of city streets constituting parts of the state highway system by the State Highway and Public Works Commission and to appropriate funds from the Highway Fund for the partial maintenance of other city streets and to set forth a public policy for the construction and maintenance of all streets in the cities and towns." [Recites state policy to be: (1) that all city streets forming a part of the highways are a part of the state public roads system and are to be constructed and maintained by State Highway and Public Works Commission out of Highway Fund; (2) that cost of constructing and maintaining all other city streets, which shall remain under city jurisdiction, is to be equalized by the General Assembly between cities and state. Repealing G.S. 136-36 through 41, provides that after July 1, 1951, Highway Commission must construct and maintain all city streets forming a part of highway system out of Highway Fund; appropriations for maintenance of state highways in 1951-53 can be used for this purpose. Appropriates $5 million annually out of Highway Fund to be allocated to cities as follows: (a) 1/3 on basis that population of each city bears to total population of all cities; (b) 1/3 on basis that mileage of city streets, not a part of highway system, bears to total mileage of streets, not a part of highway system, in all cities; (c) 1/3 on basis of relative need as determined by SH & PWC. Funds are to be allocated annually as follows: 1/2 during the first 15 days of January and 1/2 during the first 15 days of July. SH & PWC must certify amount of funds allocated to each city by June 1 each year. No allocation to cities is to be made from 1¢ gasoline tax, imposed by Chap. 1250 of 1949 Session Laws, unless tax produces funds not needed for payment on the secondary road bonds. Funds allocated must be used by cities only for constructing and maintaining city streets not a part of highway system.] To Public Roads.

SB 121 - Introduced by Jones of Pitt and Dorsett
"To change the age of enrollment in the public school system from October 1st of the year of enrollment to December 1st of the year of enrollment." [Identical with HB 143 digested in the House section of Bulletin No. 18, January 25, 1951.] To Education.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 34 - Workmen's Compensation increase. Amended to change the maximum weekly compensation to $30 and the maximum aggregate compensation to $8,000. Passed second and third readings.

HB 34 - State-owned land deeds. Reported favorably.
HB 58 - Reproducing records. Reported favorably.
HB 118 - County surveyor bonds. Reported favorably.

LOCAL BILLS

SB 92 - (Burke) Education board land sale. Reported favorably.

HB 28 - (Cleveland) Superior court terms (House committee substitute, 1/26). Received from House; sent to Courts and Judicial Districts.
HB 91 - (Perquimans) Public drunkenness. Reported favorably.
HB 140 - (Durham) Durham officials salaries, as amended in House, 1/27. Received from House; sent to Salaries and Fees.

Next session of Senate: 12:00 noon, Wednesday, January 31, 1951.

#

BULLETIN NO. 22
Tuesday, January 30, 1951

Session: House -- 12:00 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 164 - Introduced by Branch

"To amend Chapter 511, Session Laws of 1947, to extend time to hold a referendum of flue cured tobacco farmers in North Carolina to promote through organized effort the export sale of flue cured tobacco." [Stating that it is in the public interest to permit flue cured tobacco farmers to continue to vote on whether to assess themselves for the support of Tobacco Associates, Inc. which promotes the export trade of flue cured tobacco, amends cited act to permit Board of Directors of Tobacco Associates, Inc. to call a referendum in 1952 in which the flue cured tobacco farmers will decide whether the present assessment will be authorized for the years 1953, 1954 and 1955. Vote of two-thirds or more of eligible farmers will continue to be necessary to authorize assessment. If the assessment is authorized in 1952, then Board of Directors will have authority to call another election in 1955 on continuation of the assessment for the ensuing 3 years. If assessment is not approved in 1952, then Board of Directors will have authority to call another referendum "in any succeeding year" on the question of an annual assessment for 3 years. Amends section 8 of 1947 act to provide that the assessment will be 10¢ per acre on "all flue cured tobacco acreage" in the state instead of on "all tobacco acreage in the State of North Carolina in accordance with the allotments of acreage." All elections called under the provisions of this bill are to be conducted under the provisions set forth in the 1947 act.] To Agriculture.

HB 166 - Introduced by Edwards of Greene

"For the relief of J. W. Shackleford, of Greene County, on account of injury and damage resulting from collision with a school bus." [Citing facts of accident, directs the State Board of Education to investigate the claim and, if satisfied that accident was fault of bus driver without contributory negligence of Mr. Shackleford or his passenger, to pay Mr. Shackleford sum not to exceed $886.50] To Appropriations.

HB 167 - Introduced by Little of Anson and Clark of Lincoln by request

"To amend Article 7 of Chapter 153 of the General Statutes of North Carolina so as to provide protection from fire and other hazards for persons confined in jails and lock-ups." [Identical with SB 96, digested in the Senate section of Bulletin No. 18, Thursday, January 25, 1951.] To Public Welfare.

HB 170 - Introduced by Kilpatrick by request

"To amend G.S. 113-146 relating to county fishing licenses." [Identical with SB 44, digested in the Senate section of Bulletin No. 12, Wednesday, January 17, 1951, except that (1) persons taking or attempting to take game fish must be above age of 16 to require license and (2) resident landowners and lessees for cultivation, and their dependents under the age of 21, are exempted from requirement when fishing during the open season in waters adjoining or upon lands owned and leased and in a manner not contrary to provisions of G.S. Ch. 113, Article 14, and regulations of Wildlife Resources Commission.] To Wildlife Resources.

LOCAL BILLS INTRODUCED -- HOUSE

HB 165 - (Swain) Introduced by Edwards of Swain

"To increase the number of members of the board of aldermen of the town of Bryson City." [Provides for election of 5 aldermen (instead of 3) and a mayor at the next general municipal election for terms as now provided by law.] To Counties, Cities, and Towns.

HB 168 - (Currituck) Introduced by Johnson

"To provide for the appointment and terms of office of deputy sheriffs and tax collectors in Crawford and Moyock Townships in Currituck County." [Creates the office of deputy sheriff and tax collector for Crawford Township and a similar office for Moyock Township with the terms of office set at 4 years, the first terms commencing December 4, 1950. Appoints Luther L. Sanderlin to the office in Crawford Township and Bernard A. Parrish in Moyock Township with provision for quadrennial appointment of successors by the county commissioners. Crawford deputy is to receive $100 monthly and Moyock deputy $1,000 yearly, payable in monthly installments. Appointees are clothed with all powers and duties of deputy sheriffs and made subject to same liabilities and penalties in collecting taxes and fees.] To Counties, Cities, and Towns.

HB 169 - (Wake) Introduced by Womble and Whitley

"To revise and consolidate the charter of the town of Holly Springs, North Carolina." [Revises and rewrites entire charter. Grants usual corporate powers held by North Carolina towns under charters and general law, and specifies power (1) to furnish all local public services either by public ownership or by granting franchise; (2) to make all local public improvements including, in the power to acquire necessary property, the power to acquire property exceeding that needed and to sell or lease such excess property with restrictions for protecting the improvement; (3) to issue and sell bonds on security of such excess property, or town-owned public utility, or public utility revenues; and (4) to operate public libraries without a vote of the people. Provides for governing body of mayor and 5 commissioners to serve for term of 2 years, to be paid salary determined by ordinance, except that salary ordinances become effective only after board enacting ordinance has gone out of office. Permits board to go into executive session by a 3/5 vote. Majority of members is to constitute quorum, but no ordinance is to be adopted except by vote of majority of entire board. Specifies effective dates for different classifications of ordinances, but permits passage of emergency ordinances by 4/5 vote except that ordinances granting franchises or special privileges can never be classified as emergency ordinances. Municipal elections are to be conducted according to general law except that candidates pay filing fee of $1 and that ballots are to be printed as provided in charter. Appointive officers need not be residents of town. Provides for competitive bidding and for written contract on all expenditures in excess of $1000, such contract to be awarded to lowest responsible bidder. Authorizes contracts involving annual payments for up to 10 years after 10 days published notice before passage of enabling ordinance. Requires independent audit of financial records by qualified public accountants and publication of audit. Contains separability clause.] To Counties, Cities, and Towns.

HB 171 - (Pitt) Introduced by Worthington

"To amend Chapter 448 of the Session Laws of 1949, which amends Chapter 115 of the Private Laws of 1899, relating to the powers of the board of aldermen of the city of Greenville, in Pitt County, North Carolina." [Raises from $12,000 to $30,000 the amount the Greenville board of aldermen may appropriate for recreation and playground activities from the profits of the municipal power plant and/or sources other than taxation.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 50 - Sanitary district elections. Passed third reading.

HB 99 - Validating JP probates. Reported favorably.
HB 101 - Increasing widows allowance. Reported unfavorably.
HB 113 - Hospitals Board building contracts. Reported favorably as to committee substitute.
HB 126 - Taxicab financial responsibility. Reported favorably as amended.

LOCAL BILLS

HB 159 - (Lenoir) Sunday law. Reported favorably as amended.

BILLS RATIFIED

HB 2 - (Pender) Disposition of delinquent taxes.
HB 11 - (Clay) Abolishing tax penalties.
HB 19 - (Pitt) Election of Ayden aldermen.
HB 23 - (Franklin) Officials pay.
HB 27 - (Wilkes) Postponing revaluation.
HB 32 - (Franklin) Sheriffs salary.
HB 50 - (Sampson) Roseboro candidates.
HR 104 - (Joint Resolution) School bus contracts.

Next session of House: 12:00 noon, Wednesday, January 31, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone 4-2184**

BULLETIN NO. 23
Wednesday, January 31, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 122 - Introduced by Carlyle, Allsbrook, and Whitley

"To provide for the enforcement of compulsory school attendance laws in North Carolina." [Effective July 1, 1951, appropriates from General Fund to State Board of Education $424,800 for each year of 1951-53 biennium to be used as follows: $354,000 for salaries of locally-employed attendance officers and $70,000 for paying travel expenses of such officers. Board is to use funds solely to enable local school administrative units to employ attendance officers, and it may exercise same authority in setting number, qualifications, and salaries for them it now exercises with reference to employment of school teachers.] To Education.

SB 123 - Introduced by Carlyle, Allsbrook, and Whitley

"Providing for the purchase of school buses by the state." [Effective July 1, 1951, appropriates from General Fund to State Board of Education $1,399,650 for fiscal 1951-52 and $1,053,500 for fiscal 1952-53 for the original purchase of needed school buses.] To Education.

SB 124 - Introduced by Carlyle, Allsbrook, and Whitley

"To provide for the payment of teacher salaries on the basis of $2400-$3600." [Effective July 1, 1951, appropriates from General Fund to State Board of Education "a sum sufficient" to pay for each year of 1951-53 biennium a salary schedule of $2400-$3600 for teachers holding A-grade Certificates and "fair and equitable" schedules to be set by the Board for other teaching and administrative personnel in the public schools.] To Education.

SB 125 - Introduced by Carlyle, Allsbrook, and Whitley

"To provide for the reduction of teacher load in the public schools of North Carolina." [Effective July 1, 1951, appropriates from General Fund to State Board of Education "a sum sufficient" to reduce the teacher load from 32 pupils per teacher based on average daily attendance to 30 pupils per teacher on same basis.] To Education.

SB 126 - Introduced by Carlyle, Allsbrook, and Whitley

"To provide for sick leave for teachers and principals." [Effective July 1, 1951, appropriates from General Fund to State Board of Education a sum equal to 1% of funds appropriated for "instructional service" to enable any teacher or principal to receive sick leave pay for 10 days per year on a cumulative basis. State Board is empowered to make rules providing for necessary substitutes on account of sick leaves.] To Education.

SB 127 - Introduced by Carlyle, Allsbrook, and Whitley

"To make teachers available for additional necessary services." [Effective July 1, 1951, appropriates from General Fund to State Board of Education "a sum sufficient" to provide an extension of term of teachers employment from 9 to 10 months and for principals from 10 to 11 months. For paying teachers for the extra month, the sum appropriated is to be equal to 1/9 of the appropriation necessary to pay a $2400-$3600 salary schedule for A-grade certificate holders with fair and equitable schedules for other teachers. For paying principals for the extra month, the sum appropriated is to be equal to 1/10 of the appropriation necessary to pay their salaries on a fair and equitable basis. Duties of school personnel in extra month are to be set by local unit subject to State Board approval, and the time must be spent in preparing for opening school and in making needed reports at end of term.] To Education.

SB 128 - Introduced by Carlyle, Allsbrook, and Whitley

"To provide clerical assistance to schools." [Effective July 1, 1951, appropriates from General Fund to State Board of Education $606,550 for each year of 1951-53 biennium to provide clerical assistance to public schools.] To Education.

SB 132 - Introduced by Young

"To prohibit the search of dwellings and private business quarters without warrant and to render illegally seized evidence inadmissible in Court." [Amends G.S. 15-27 to prohibit unauthorized search of places named in title and to render inadmissible any evidence obtained by reason of an illegal search without warrant as well as evidence obtained under an invalid warrant as at present.] To Judiciary 2

SB 133 - Introduced by Stoney

"To amend G.S. 58-254.4, relating to group accident and health insurance policies." [Amends cited section which designates persons eligible for group accident and health insurance, so as to include agents as well as employees, defining agents as including persons who are agents of a single principal under contract to devote substantially all of their time rendering personal services for commission or other fixed or ascertainable compensation.] To Insurance.

SB 134 - Introduced by Stoney

"Declaring that a trustee under an employees' benefit plan has an insurable interest in employees covered by the plan." [Adds G.S. 58-204.1 to the insurance law to provide that a trustee under a pension plan has an insurable interest in the lives of any persons covered by the plan to the extent that insurance policies are in conformity with and in furtherance of purposes of the pension plan.] To Insurance.

SR 135 - (Joint Resolution) Introduced by Talton, Fountain, and Whitley

"Respectfully suggesting that each session of the United Nations and its affiliated organizations be opened with prayer for divine guidance." [As title indicates; provides that Secretary of State forward copy to Secretary of the United Nations.] To Interstate and Federal Relations.

LOCAL BILLS INTRODUCED -- SENATE

SB 129 - (Harnett) Introduced by Young

"Relating to the election of the mayor and the board of commissioners of the town of Dunn." [Sets term of office of mayor at 2 years from and after the 1951 city election. Sets staggered 4-year terms for 4 city commissioners. At 1951 city election commissioners from wards #1 and #3 are to be elected for 2 years and those from wards #2 and #4 for 4 years; thereafter 2 commissioners will be elected biennally.] To Counties, Cities, and Towns.

SB 130 - (Harnett) Introduced by Young

"To authorize the board of commissioners of the town of Dunn to sell and convey the Dunn municipal building and lot." [Permits town to sell, lease, auction, or convey its municipal building.] To Counties, Cities, and Towns.

SB 131 - (Harnett) Introduced by Young

"To authorize the board of commissioners of the town of Dunn to call for a new registration of qualified voters within the city limits." [As title indicates; provides for a single voting place at fire station for city elections.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 43 - Welfare commissioner pay. Reported favorably.
SB 77 - Rural rehabilitation agreements. Reported favorably.
SB 87 - Charitable trust accounts. Reported favorably.
SB 94 - Supporting illegitimate children. Reported favorably.
SB 95 - Custody in divorce cases. Reported favorably.
SB 105 - Personal guardians. Reported favorably.
SB 106 - Uniform support act. Reported favorably as amended.
SB 116 - Advertisement for claims on decedent. Reported favorably as amended; amendment adopted clarifying last sentence in section 1, and establishing effective date as July 1, 1951.
SB 118 - Tobacco referendum. Reported favorably.
SB 119 - Executing chattel mortgages. Reported favorably.

HB 3 - Legislators pay. Reported favorably.
HB 34 - State-owned land deeds. Passed second and third readings.
HB 35 - Municipal employees, as amended in House 1/22. Reported favorably.
HB 58 - Reproducing records. Passed second and third readings.
HB 118 - County surveyor bonds. Passed second and third readings.

LOCAL BILLS

SB 92 - (Burke) Education board land sale. Passed second and third readings.

HB 91 - (Perquimans) Public drunkenness. Passed second and third readings.
HB 140 - (Durham) Durham officials salaries, as amended in House 1/27. Withdrawn from Salaries and Fees; placed on calendar; passed second and third readings.

BILLS RATIFIED

HB 13 - (Forsyth) Winston-Salem annexation.

Note: The Senate adopted the report of the special committee appointed under the provisions of HR 4 to inquire into construction of a coliseum at the State Fair grounds. Reciting the facts as found by the committee, the report recommended that the General Assembly take no further action with regard to the matter.

Next session of Senate: 12:00 noon, Thursday, February 1, 1951.

#

BULLETIN NO. 23
Wednesday, January 31, 1951

Session: House -- 12:00 noon.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 172 - Introduced by Blackwell

"Relating to the personal exemptions of married persons for income tax purposes." [Amends G.S. 105-149(1)(b) to allow either spouse (rather than the husband only) to take the $2,000 exemption provided for married couples living together and allows the other spouse a $1,000 exemption on his or her income. If the wife takes the $2,000 exemption, the husband must file a return regardless of amount of income.] To Finance.

HB 173 - Introduced by Ramsay

"Relating to annual membership dues in the State Association of County Commissioners." [Rewrites G.S. 153-38 to authorize boards of county commissioners to pay out of county general fund membership dues of 1/4 of 1¢ per capita determined by last federal census and the expenses of members attending meetings of the Association.] To Counties, Cities, and Towns.

HB 174 - Introduced by Ramsay

"To amend Section 6 of Article 5 of the Constitution to limit the amount of total state and county tax which may be levied on property to twenty cents on the one hundred dollars valuation." [Submits to qualified voters at the next general election the amendment indicated in title. The amendment would raise the present limit of 15¢ on $100 property valuation for general fund purposes to 20¢.] To Constitutional Amendments.

HB 176 - Introduced by Shreve and Regan

"To prohibit membership in any political party or any organization of any kind which advocates the control, seizure or overthrow of the government of the United States or of the State of North Carolina or of any political subdivision thereof by use of force or violence." (Citing the dangers of Communism, makes it unlawful for any individual to be a member of any type of party or organization known, or which reasonably ought to have been known, by him to be one whose aims include overthrow of the federal or state or any local government by use of force or violence.. Forbids placing such party or organization on the ballot in any primary or general election. Requires every candidate for any elective office in the state to take an oath swearing that he is not a member of the Communist Party or any other party or organization advocating or teaching the overthrow of the federal, state or any local government by force. Requires every person in the employ of the state or of any local government, or seeking employment therein, from and after July 1, 1951, to take the same oath as a prerequisite to retaining his job or to obtaining a job. Directs head of each state department, agency or institution to compel compliance with the oath requirement by furnishing forms, filing signed affidavits, and dismissing persons failing to take the oath, or to be dismissed for failure to compel compliance. Makes it a felony, punishable as provided for felony of perjury in G.S. 14-209, to make a false oath with respect to any matter required by this bill or willfully to swear falsely in taking oath prescribed by act. Makes all other violations felonies punishable by fine or imprisonment or both in discretion of court. Contains separability section.] To Judiciary 1.

HB 177 - Introduced by Love, Gudger, and Taylor of Buncombe
"To amend G.S. 15-173 relating to motions to dismiss, or for judgment of non-suit, in criminal actions." [Rewrites cited section to eliminate requirement that defendant must make exception to denial of a motion to dismiss or for judgment as in case of nonsuit in order to base appeal to supreme court on denial of the motion. If, after making motion following introduction of evidence by state and subsequent denial of the motion, the defendant introduces evidence, he waives the motion made prior to introduction of his evidence and cannot appeal on that ground. If, however, he again makes the motion at the conclusion of all the evidence, and the motion is refused, he may base his appeal on the denial of this latter motion without having had to take exception to the denial. Applies to all criminal actions instituted after ratification and to all actions in which state has not rested its case at time of ratification.] To Judiciary 1.

HB 179 - Introduced by Kirkman and others
"To provide for the payment of teacher salaries on the basis of $2400-3600." [Identical with SB 124 digested in the Senate section of today's bulletin.] To Education.

HB 180 - Introduced by Kirkman and others
"To provide for the enforcement of compulsory school attendance laws in North Carolina." [Identical with SB 122 digested in the Senate section of today's bulletin.] To Education.

HB 181 - Introduced by Kirkman and others
"To provide for the reduction of teacher load in the public schools of North Carolina." [Identical with SB 125 digested in the Senate section of today's bulletin.] To Education.

HB 182 - Introduced by Kirkman and others
"To make teachers available for additional necessary services." [Identical with SB 127 digested in the Senate section of today's bulletin.] To Education.

HB 183 - Introduced by Kirkman and others
"Providing for the purchase of school busses by the state." [Identical with SB 123 digested in the Senate section of today's bulletin.] To Education.

HB 184 - Introduced by Kirkman and others
"To provide for sick leave for teachers and principals." [Identical with SB 126 digested in the Senate section of today's bulletin.] To Education.

HB 185 - Introduced by Kirkman and others
"To provide clerical assistance to schools." [Identical with SB 128 digested in the Senate section of today's bulletin.] To Education.

LOCAL BILLS INTRODUCED -- HOUSE

HB 175 - (Swain) Introduced by Edwards of Swain
"To require bonding companies and professional bondsmen to make a deposit of funds with the clerk of the superior court of Swain County to guarantee the performance of their obligations." [Requires all bonding companies or professional bondsmen engaged in business of executing bail bonds or becoming sureties on bonds or recognizances for appearance of defendants in criminal actions or for performance of any obligation required by court of defendants in criminal actions to deposit and maintain sum of $1000 with clerk of superior court of Swain County before doing any business in Swain County. Makes any bond, recognizance, or obligation executed by any company or professional bondsman invalid until deposit is made, and makes it

unlawful for any company or bondsman to receive compensation until deposit is made. Directs clerk to keep each deposit in special account under name of depositor. Makes deposit liable for obligations of company or bondsman on which execution based on judgment has been returned unsatisfied to extent of payment of principal, interest, and costs due on execution. Such application of funds is to constitute discharge of liability on part of clerk. Permits deposit to be withdrawn on proof that company or bondsman has ceased to do business in county and has no obligations outstanding in county.] To Judiciary 2.

HB 178 - (Henderson) Introduced by Whitmire
"To appoint Dr. William Reddin Kirk a member of the board of water commissioners of the city of Hendersonville." [Pursuant to Chapter 113, Private Laws of 1921, Extra Session, re-appoints Dr. Kirk to board of water commissioners of Hendersonville for a 6-year term.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 84 - Alias summons. Received from Senate; sent to Judiciary 1.

HB 113 - Hospitals Board building contracts. Committee substitute adopted, amending G.S. 143-135 to permit the North Carolina Hospitals Board of Control to repair, erect, or complete buildings costing not more than $50,000 at the Camp Butner Hospital until January 1, 1953, without complying with the statutory regulations for the letting of public contracts.
HB 137 - Eminent domain title. Reported favorably.
HB 160 - Notice of personalty sale. Reported favorably.
HB 162 - Insecticide appropriation. Reported favorably; re-referred to Appropriations.
HB 164 - Tobacco referendum. Reported favorably.

LOCAL BILLS

HB 138 - (Beaufort) Washington city elections. Reported favorably.

Note: The House adopted the report of the special committee appointed under the provisions of HR 4 to inquire into construction of a coliseum at the State Fair grounds. Reciting the facts as found by the committee, the report recommended that the General Assembly take no further action with regard to the matter.

Next session of House: 12:00 noon, Thursday, February 1, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 24
Thursday, February 1, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 136 - Introduced by Powell

"To amend Chapter 20 of the General Statutes as the same relates to overloading of vehicles on the highways of this state." [Inserts in G.S. 20-96, dealing with overloading of vehicles carrying property, a provision taxing owners of overloaded vehicles found in operation on highways designated as light traffic highways at the rate of $10 for each 1,000 pounds in excess of the posted weight limit. Also adds to same section provision empowering any peace officer who discovers an overloaded property-hauling vehicle or one which is equipped with improper license plates to seize the vehicle and hold it until the overload is removed or proper license plates attached. Peace officer may when necessary store seized vehicle at owner's expense and responsibility. Materials unloaded under this provision must be cared for by owner or operator of vehicle without liability to state or municipality for damage or loss thereto. Adds to G.S. 20-118.1, authorizing peace officers to have vehicles weighed when overloading is suspected, provision making person who refuses to have vehicle weighed or who refuses to drive it onto the scales guilty of misdemeanor.] To Public Roads.

SB 137 - Introduced by Eagles

"Amending Chapter 583 of the Public-Local Laws of 1923, the same being an act to clarify the powers of cemetery trustees and validating conveyances heretofore made." [Empowers boards of trustees of cemeteries created by cited act to sell at public auction (as provided for sale of municipal land under G.S. 160-59) land to which they hold title if they determine it to be unfit or unnecessary for cemetery purposes, provided sale would not violate terms of conveyance to them. Validates such sales previously made.] To Judiciary 2.

SB 140 - Introduced by Carruthers

"Relating to the appointment of members of local recreation boards or commissions by rewriting G.S. 160-161." [Rewrites cited section to reduce number of board members from 10 to 5 or more to be set by the governing body; to remove the requirements for having certain ex officio members; to provide for 1/3 of first appointees to serve for 1 year, 1/3 for 2 years, and 1/3 for 3 years, and thereafter for successor appointees to serve for 3-year terms; and to remove restriction on number of terms and period of time any member may serve.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- SENATE

SB 138 - (Northampton) Introduced by Burgwyn

"To amend General Statutes 105-422 as the same appears in the 1949 cumulative supplement, relating to the barring of tax liens so as to make the same applicable to Northampton County." [Removes Northampton from list of counties exempted from cited statute. Effect is to make Northampton and municipalities therein subject to 10-year continuing statute of limitations on actions for collection of taxes and for enforcement of any tax lien. Tax foreclosures which, under prior law, would not be barred before July 1, 1952, may still be instituted at any time prior to that time.] To Counties, Cities, and Towns.

SB 139 - (Northampton) Introduced by Burgwyn
"To provide for the appointment of salaried deputy sheriffs in Northampton County." [Effective July 1, 1951, authorizes sheriff to appoint 1 full-time deputy and, with approval of county commissioners, to appoint 4 additional deputies. Salary of full-time deputy is to be fixed by commissioners between $100 and $250 per month plus reimbursement for mileage and other expenses at not more than $50 per month; salaries and reimbursement for mileage and other expenses of 4 additional deputies are to be fixed by commissioners. Each deputy appointed is to give bond in amount set by commissioners at not more than $5,000.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 31 - Arresting parolees. Reported favorably as to committee substitute.
SB 43 - Welfare commissioner pay. Passed second and third readings.
SB 77 - Rural rehabilitation agreements. Postponed to 2/5.
SB 80 - Teacher pay raises. Re-referred to Appropriations.
SB 86 - Officers retirement fund. Reported favorably.
SB 87 - Charitable trust accounts. Re-referred to Judiciary 1.
SB 88 - Alternate jurors. Reported favorably as amended.
SB 94 - Supporting illegitimate children. Passed second reading.
SB 95 - Custody in divorce cases. Re-referred to Judiciary 2.
SB 105 - Personal guardians. Re-referred to Judiciary 2.
SB 106 - Uniform support act. Re-referred to Judiciary 2.
SB 112 - Sueability of charitable organizations. Reported favorably.
SB 113 - Concealed knives. Reported favorably.
SB 116 - Advertisement for claims on decedent, as amended 1/31. Passed second and third readings.
SB 118 - Tobacco referendum. Postponed to 2/2.
SB 119 - Executing chattel mortgages. Passed second and third readings.
SB 121 - School age. Re-referred to Appropriations.
SB 122 - School attendance officers. Re-referred to Appropriations.
SB 123 - School bus appropriation. Re-referred to Appropriations.
SB 124 - Teacher salary schedule. Re-referred to Appropriations.
SB 125 - Reducing teacher load. Re-referred to Appropriations.
SB 126 - Teacher sick leave. Re-referred to Appropriations.
SB 127 - Teachers extended term. Re-referred to Appropriations.
SB 128 - School clerical aid. Re-referred to Appropriations.
SB 132 - Illegal search. Reported favorably.

HB 3 - Legislators pay. Passed second and third readings.
HB 35 - Municipal employees, as amended in House 1/22. Passed second and third readings.

LOCAL BILLS

HB 61 - (Bertie, Halifax, Northampton, Wake, and Warren) Buying corn, as amended in House 1/25. Reported favorably as amended.

Next session of Senate: 10:00 a.m., Friday, February 2, 1951.

#

BULLETIN NO. 24
Thursday, February 1, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 186 - Introduced by Crissman and others

"To provide for a statewide liquor, beer and wine referendum in November, 1951." [Calls for a statewide election Nov. 6, 1951, to determine whether the ABC Act of 1937 and all laws permitting and regulating the manufacture and sale of beer and wine should be repealed or whether ABC stores should be set up in all counties and liquor, beer, and wine sold exclusively through them. If the vote is for the sale of liquor, beer, and wine, counties now operating stores continue and all others must establish stores under the 1937 Act without election, and thereafter it would be lawful to sell beer and wine but only through ABC stores in sealed containers for off premises consumption. If vote is against liquor, beer, and wine sales, the ABC Act and all beer and wine laws would be repealed and ineffective 90 days after official election results and the Turlington Act (state prohibition) without modifications of G.S. 18-1(3) would be in effect.] To Propositions and Grievances.

HB 188 - Introduced by Hewlett

"To authorize the North Carolina State Ports Authority to refund the Federal Works Agency $88,738.37 advanced to said authority for preliminary plans, surveys, etc." [Cites activities of Ports Authority in connection with the FWA advance for the Wilmington port facilities study, and authorizes the Ports Authority to refund to the FWA the $88,738.37 advanced, to be paid from the unexpended balance and from proceeds of Port Bond sales authorized by Ch. 820, Session Laws, 1949.] To Appropriations.

HB 189 - Introduced by Hewlett

"To amend Chapter 1097 of the Session Laws of 1945, creating a State Ports Authority as to newspaper advertising of expenditures and method of payment of operating funds." [Amends G.S. 143-226 prescribing manner of expending Authority funds (1) to allow the assistant treasurer as well as the treasurer to sign warrants, and executive director to countersign them as well as chairman or acting chairman, (2) to allow disbursement on the audit and approval of the executive director as well as the Authority, and (3) to require all Authority revenues and earnings to be handled as directed by State Ports Bond Act of 1949 (i.e., paid into sinking fund held by state treasurer after operating capital and funds for enlargement and improvement of any seaport of the state are reserved) rather than having net revenues and earnings held for further action by legislature as at present. Amends G.S. 143-227 to require state auditor to audit Authority's receipts and disbursements annually, copies of which are to be furnished the officers and governing body of the Authority, the governor, budget bureau, and attorney general. Law now requires publication of Authority's own audit in a Wake county newspaper.] To Appropriations.

HB 192 - Introduced by Love, Edwards of Swain, and Falls

"To rewrite section 50-8 of the General Statutes relating to the facts required to be set forth in the complaint or by affidavit in actions for divorce." [Rewrites cited section to require that the complaint in actions for divorce be verified according to the provisions of G.S. 1-145 and G.S. 1-148 instead of by the special affidavit now required to accompany the complaint under G.S. 50-8. Provides that all statements of plaintiff now required to be set out in affidavit be set forth in the complaint. Amends wording of proviso concerning divorce on grounds of 2 years separation to conform to this change. Adds provision validating prior suits and actions for divorce, and judgments and decrees issued as result thereof, where the averments of fact required in the affidavit have been set forth in complaints verified under G.S. 1-145 instead of by affidavit required in G.S. 50-8. This bill incorporates the narrower provisions of HB 96, digested in the House section of Bulletin 13, Thursday, January 18, 1951, which permitted filing a complaint as verified as an alternative to the special affidavit and validated prior proceedings in which a complaint had been filed instead of the affidavit and from which no litigation had arisen.] To Judiciary 2.

HB 195 - Introduced by Taylor of Buncombe, Love, and Gudger
"To make an appropriation to correct the inequities in the payment of contingent salary increases to teachers under the 1949 Biennial Appropriations Act." [Citing inequities of contingent salary increases to teachers under 1949 Appropriations Act, appropriates $618,312 to State Board of Education (1) to pay teachers holding grade C, Elementary A, Elementary B and Non-Standard certificates, salary increases for the year 1949-50 on the same basis as that paid to teachers holding A, B and G certificates under the contingent salary increase provisions of section 20 1/2, Ch. 1249, Session Laws, 1949, as amended by Ch. 1291; (2) to pay vocational day teachers of trade and industrial education and distributive education, classified principals, and school superintendents salary increases for the year 1949-50 of 10%, which increases are not to exceed $38 per month for each month of employment.] To Appropriations.

HB 196 - Introduced by Taylor of Buncombe, Love, and Gudger
"To amend G.S. 20-154 relating to hand signals of motor vehicle drivers." [Amends G.S. 20-154 to require drivers of motor vehicles to give all required hand signals "during last 100 feet traveled" instead of last 50 feet traveled.] To Roads.

HB 197 - Introduced by Taylor of Buncombe, Love, and Gudger
"To amend section 115-158 of the General Statutes relating to the assumption of school indebtedness by counties." [Amends cited section to specify that the county board of education must have the approval not only of the county commissioners but also of the electorate when the county indebtedness falls under the constitutional debt limitation (presumably Article V, section 4) before it can include in its budget debt service fund all outstanding indebtedness incurred for school buildings of all political subdivisions in the county. Clarifies the definition of local districts or subdivisions whose indebtedness can be assumed. Provides that elections on assumption of debt be conducted under provisions of G.S. Ch. 153, Article 9, (County Finance Act) including provision that actions contesting election be brought within 30 days after publication of result. Ratifies assumption by any county of any school indebtedness made prior to ratification.] To Finance.

HB 198 - Introduced by Yates
"For the protection and advancement of the sheep raising, poultry and livestock industry in North Carolina, and creating the office of county dog warden in furtherance of the provisions of this act." [Citing damage caused sheep raising, poultry, and livestock industry by depredations of stray dogs, authorizes county board of commissioners to appoint a county dog warden, to determine his salary and travel allowance, and to pay salary and allowance out of proceeds of state dog tax before proceeds are turned over to county school fund. Warden is to have power of arrest, be responsible for all laws concerning control of dogs, and be a county rabies control officer under supervision of county health department to vaccinate dogs for rabies and collect dog tax. If warden is appointed, county commissioners are to establish dog pound under supervision of warden for purpose of impounding stray dogs for period not to exceed 10 days. If owner of any dog cannot be found and a new owner cannot be secured, dog is to be destroyed in humane manner after 10-day period. Persons reclaiming dogs at pound must pay cost of maintenance. In counties where warden is appointed dogs must wear collar with owner's name and address attached. Effective date, July 1, 1951.] To Agriculture.

HB 199 - Introduced by Hardison

"To amend G.S. 20-141 so as to reduce the speed limit on hard-surfaced highways where the hard surface is sixteen feet or less in width." [Adds new provision to G.S. 20-141(b) to reduce from 45 to 40 miles per hour the speed limit on hard-surfaced highways where the hard surface is less than 16 feet wide for vehicles other than passenger cars, regular passenger vehicles, pick-up trucks of less than 1 ton capacity, and school buses loaded with children, and another provision to reduce from 55 to 50 miles per hour the speed limit on the same highways for passenger cars, regular passenger carrying vehicles, and pick-up trucks of less than one ton capacity. Corrects and adds to provisions of HB 20, digested in the House section of Bulletin No. 7, Wednesday, January 10, 1951.] To Roads.

HB 200 - Introduced by Hardison

"To permit the deduction of federal personal income tax in computing income for state income tax purposes." [Amends G.S. 105-147 and 105-148 which set allowable state income tax deductions, to permit deduction of federal personal but not corporate income taxes.] To Finance.

HR 203 - (Joint Resolution) Introduced by Greene and others

"Relating to safety on the public highways." [Citing motor vehicle safety problem, the proposal that 105 patrolmen be added to Highway Patrol, and the necessity for using additional patrolmen to best advantage in promoting safety, recommends that in every patrol troop district an adequate number of patrolmen be required to devote reasonable part of their time to conducting periodic checks of motor vehicles on the highways with particular attention to brakes, lighting system and steering assembly. Recommends that no charge be made for inspection and that owners of defective vehicles be given reasonable opportunity to correct defects. Resolution is made on assumption that no types of inspection stations will be established and that no special equipment or facilities will be necessary.] To Roads.

LOCAL BILLS INTRODUCED -- HOUSE

HB 187 - (Transylvania) Introduced by Fisher of Transylvania

"Authorizing the town of Brevard to use the unexpended part of the proceeds of a $500,000 sewer and water bond issue to complete its water improvement and expansion program." [Authorizes Brevard aldermen to use unexpended portion of bond proceeds originally earmarked for sewer improvements to meet unanticipated expense of water improvement program and stipulates that this expenditure shall not be deemed to conflict with G.S. 160-395 or G.S. 159-36.] To Counties, Cities, and Towns.

HB 190 - (Robeson) Introduced by Regan and Floyd

"To amend section 105-345 of the General Statutes with respect to prepayment discounts on taxes collected by Robeson County." [Adds paragraph to cited section to allow only the following discounts for prepayment of taxes due Robeson County: 1% if paid in September or 1/2 of 1% if paid in October.] To Finance.

HB 191 - (Duplin) Introduced by Carr

"To create a bird sanctuary within the town of Wallace in Duplin County." [Makes it a misdemeanor punishable by a fine of not more than $50 or imprisonment for not more than 30 days to kill, trap, or otherwise take any birds within the corporate limits of Wallace except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, and starlings.] To Wildlife Resources.

HB 193 - (Northampton) Introduced by Woodard
"To provide for the appointment of salaried deputy sheriffs in Northampton County." [Identical with SB 139 digested in the Senate section of today's bulletin.] To Counties, Cities, and Towns.

HB 194 - (Forsyth) Introduced by Blackwell, Gobble, and King
"To fix the fees to be charged by the register of deeds of Forsyth County." [Effective April 1, 1951, sets fee schedule for register of deeds and provides that fees not included in this schedule shall remain unchanged. Repeals Ch. 197, Session Laws, 1949.] To Counties, Cities, and Towns.

HB 201 - (Caswell) Introduced by Warren
"To amend Chapter 157 relating to the term of office of the Caswell County county accountant." [Allows James N. Slade to act as county accountant until 1st Monday in December, 1952, and until successor qualifies. County accountant is to be elected in 1952 general election.] Passed three readings and sent to Senate.

HB 202 - (Cabarrus) Introduced by Bost and Quinn
"To amend G.S. 7-70, relating to the terms of superior court in Cabarrus County in the Fifteenth Judicial District." [As title indicates.] To Courts and Judicial Districts.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate committee substitute, 1/22, as amended in Senate 1/23). Reported favorably as amended.
SB 34 - Workmen's Compensation increase, as amended in Senate 1/30. Received from Senate; sent to Insurance.
SB 35 - Police jurisdiction. Reported favorably.
SB 90 - School zone speed limit. Reported favorably as amended.
SB 103 - Capitol elevator. Reported favorably as amended.

HB 39 - State hospital personnel. Reported favorably; re-referred to Appropriations
HB 40 - Psychiatric hospital wing. Reported favorably; re-referred to Appropriation
HB 99 - Validating JP probates. Passed second and third readings.
HB 113 - Hospitals Board building contracts (committee substitute, 1/31). Passed second and third readings.
HB 126 - Taxicab financial responsibility. Postponed to 2/6.
HB 137 - Eminent domain title. Passed second and third readings.
HB 148 - Supporting illegitimate children. Reported favorably; re-referred to Judiciary 2.
HB 149 - Custody in divorce cases. Reported favorably; re-referred to Judiciary 2.
HB 155 - Uniform support act. Reported favorably; re-referred to Judiciary 2.
HB 156 - Personal guardians. Reported favorably; re-referred to Judiciary 2.
HB 160 - Notice of personalty sales. Passed second and third readings.
HB 164 - Tobacco referendum. Passed second and third readings.

LOCAL BILLS

SB 92 - (Burke) Education board land sale. Received from Senate; sent to Education.

HB 26 - (Harnett) Validating JP acts. Reported favorably.
HB 138 - (Beaufort) Washington city elections. Passed second and third readings.

HB 159 - (Lenoir) Sunday law. Amendment adopted to include Onslow, Davidson, and Rutherford counties. After amendments were proposed to include over 20 additional counties, the amended bill and all proposed amendments were re-referred to Judiciary 2.
HB 175 - (Swain) Regulating bondsmen. Reported favorably as amended.
HB 201 - (Caswell) Appointing accountant. Passed three readings.

BILLS RATIFIED

SB 50 - Sanitary district elections.

HB 34 - State-owned land deeds.
HB 58 - Reproducing records.
HB 91 - (Perquimans) Public drunkenness.
HB 118 - County surveyor bonds.
HB 140 - (Durham) Durham officials salaries, as amended in House 1/27.

Next session of House: 11:00 a.m., Friday, February 2, 1951.

#

BULLETIN NO. 25
Friday, February 2, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 31 - Arresting parolees. Committee substitute adopted requiring that arrests made by special parole supervisors be by order of the governor rather than paroles commissioner and with the assistance of a peace officer or officers. Allows only the governor to revoke a parole conditionally or for a temporary period. Postponed to 2/6.
SB 86 - Officers retirement fund. Re-referred to Judiciary 2.
SB 88 - Alternate jurors. Amendment adopted providing that alternate jurors must serve in the order in which they were selected. Passed second and third readings.
SB 94 - Supporting illegitimate children. Postponed to 2/6.
SB 112 - Sueability of charitable organizations. Passed second and third readings.
SB 113 - Concealed knives. Re-referred to Judiciary 2.
SB 118 - Tobacco referendum. Amendment adopted to require treasurer of Tobacco Associates, Inc., to file annual financial statement with state auditor and to publish a condensed statement in generally circulated newspaper in counties where assessments are collected. Passed second reading.
SB 132 - Illegal search. Passed second and third readings.

HB 99 - Validating JP probates. Received from House; sent to Judiciary 2.
HB 113 - Hospitals board building contracts (House committee substitute 1/31). Received from House; sent to Judiciary 2.
HB 137 - Eminent domain title. Received from House; sent to Judiciary 1.
HB 160 - Notice of personalty sale. Received from House; sent to Judiciary 1.
HB 164 - Tobacco referendum. Received from House; placed on calendar; postponed to 2/5.

LOCAL BILLS

HB 61 - (Bertie, Halifax, Northampton, Wake, and Warren) Buying corn, as amended in House 1/25. Amendments adopted to include Columbus, Edgecombe, Harnett, Hertford, and Nash counties within provisions of bill and to change G.S. section numbers to assure proper codification. Postponed to 2/5.

HB 138 - (Beaufort) Washington city elections. Received from House; sent to Judiciary 1.

HB 201 - (Caswell) Appointing accountant. Received from House; sent to Counties, Cities, and Towns.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, February 3, 1951.

#

BULLETIN NO. 25
Friday, February 2, 1951

Session: House -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 204 - Introduced by Parrott

"To repeal G.S. 103-1, which statute imposes a forfeiture upon persons who do work or labor on Sunday." [Repeals cited act which imposes fine of $1 on persons, 14 years of age and older, pursuing their ordinary calling or participating in sports on Sunday. Gives provisions of HB 159, digested in the House section of Bulletin No. 21 as a local bill, state-wide application.] To Judiciary 2.

HB 205 - Introduced by Parrott

"Amending G.S. 130-18 in respect to the appointment of members of county boards of health." [Adds proviso to cited section requiring the ex-officio members of county boards of health in all counties where the public members of the board have not already been elected for staggered terms, as now provided in G.S. 130-18, to meet on call of the chairman of the board of county commissioners within 30 days of ratification of this bill to elect their 4 public members for terms varying from 1 to 4 years, with one member to be elected each January thereafter for a term of 4 years. Provides that present public members of county boards shall be eligible for re-election.] To Public Health.

HB 207 - Introduced by Henderson and Taylor of Buncombe

"To amend section 2-46 of the General Statutes of North Carolina so as to substitute the report of a certified public accountant in lieu of the report required by the clerk of the court." [Amends cited section which requires CSC to report at least annually to county commissioners on all public funds in his care, to permit an annual audit by a CPA to constitute the report if accepted by CSC and commissioners and if it contains facts and items required by section.] To Courts and Judicial Districts.

HB 210 - Introduced by Uzzell

"To require motor vehicles of 1952 and later year models to be equipped with directional signals." [Inserts new section G.S. 20-154.1 to require all motor vehicles made after Jan. 1, 1952, and registered in this state to be equipped with an electrical or mechanical device to indicate by flashing light left-and right-hand turns. Makes use of device mandatory in making turns in such vehicles.] To Roads.

LOCAL BILLS INTRODUCED -- HOUSE

HB 206 - (Vance) Introduced by Royster

"To regulate the sale of bay rum in Vance County." [Effective 30 days after ratification makes unlawful the sale or delivery of bay rum in Vance County except (1) to a drug store supervised by a licensed pharmacist or assistant pharmacist as described in G.S. 90-71, (2) pursuant to prescription of a licensed physician, (3) to a licensed barber for use in barber shop and not for resale. Violation is made misdemeanor punishable by fine or imprisonment or both in discretion of court.] To Public Health.

HB 208 - (Robeson) Introduced by Floyd and Regan

"To provide better libraries and facilities in the superior and recorders' courts of Robeson County, North Carolina." [Designates clerk of superior court, president of county bar association, county manager, and a library and court facilities committee of bar association composed of one member from each recorders' court district, as custodians of all books, supplies, and furniture of county law library to be kept in courthouse and recorders' court rooms and be owned and maintained by the county. Makes judges and solicitors of various recorders' courts responsible for care of books, etc. provided courts by custodians. Designates clerk of superior court as librarian to supervise library in courthouse under rules and regulations fixed by custodians. For maintenance and support of library, provides that 50¢ be taxed as costs in all cases disposed of in county superior court except cases in which county is to pay all costs, and in all cases disposed of in the recorders' courts. Makes clerk of superior court custodian of all funds with power to purchase, on approval of county manager and president of county bar association, books, supplies and furniture recommended by the custodians.] To Counties, Cities, and Towns.

HB 209 - (Hyde) Introduced by Swindell
"Regulating the hunting of game with dogs in Hyde County." [Prohibits nonresidents of Hyde County from hunting game in county with dogs unless accompanied by resident state-licensed guide.] To Wildlife Resources.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate committee substitute, 1/22, as amended in Senate 1/23). Amended to include reversionary or other future interests among assets of corporation and to make effective date July 1, 1951; passed second and third readings.
SB 32 - CSC taking oaths, as amended in Senate 1/18. Reported favorably as amended; amendment adopted to clarify language of the bill and to make provisions not applicable to pending litigation or litigation instituted prior to July 1, 1951.
SB 35 - Police jurisdiction. Passed second and third readings.
SB 43 - Welfare commissioner pay. Received from Senate; sent to Public Welfare.
SB 90 - School zone speed limit. Amended to permit governing bodies of municipalities and counties to fix the hours during which minimum 20-mile speed limit is to be in effect in vicinity of schools; amended bill re-referred to Roads.
SB 103 - Capitol elevator. Amended to make letting of elevator contract permissive instead of mandatory and to specify that funds are to come from Contingency and Emergency Fund; passed second and third readings.
SB 119 - Executing chattel mortgages. Received from Senate; sent to Judiciary 1.

HB 41 - Mechanical inspection. Reported unfavorably.
HB 52 - State inspection lanes. Reported unfavorably.
HB 84 - Endorsing summonses. Reported favorably as amended; amendment adopted to make endorsement of extension of expired summons mandatory on request of plaintiff, which constitutes new action as to defendants not theretofore served.
HB 85 - Amendments relating back. Reported favorably.
HB 88 - Wrongful death damages. Reported unfavorably.
HB 173 - County association dues. Reported favorably.

LOCAL BILLS

SB 79 - (Harnett) Erwin traffic regulations. Reported favorably.

HB 16 - (Rowan) Salisbury charter amendment. Reported favorably.
HB 26 - (Harnett) Validating JP acts. Passed second and third readings.
HB 87 - (Warren) Removing tax limitation. Reported favorably.

HB 106 - (Forsyth) Welfare tax. Reported favorably.
HB 123 - (Pamlico) Disposition of delinquent taxes. Reported favorably.
HB 127 - (Rutherford) County employees. Reported favorably.
HB 129 - (Pamlico) Special taxes. Reported favorably.
HB 151 - (Martin) Robersonville primary. Reported favorably.
HB 152 - (Guilford) High Point lake protection. Reported favorably.
HB 153 - (Guilford) High Point purchases. Reported favorably.
HB 171 - (Pitt) Powers of aldermen. Reported favorably.
HB 175 - (Swain) Regulating bondsmen. Amended to define professional bondsman or bonding company as including any person executing an appearance bond for a premium; passed second and third readings.
HB 178 - (Henderson) Appointing water commissioner. Reported favorably.
HB 194 - (Forsyth) Register of deeds fees. Reported favorably.

Next session of House: For consideration of local bills only, 10:00 a.m., Saturday, February 3, 1951.

#

BULLETIN NO. 26
Saturday, February 3, 1951

Session: Senate -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

SB 141 - (Graham) Introduced by Jones of Macon

"Relating to the operation of the game of bingo in Fontana Village in Graham County." [Legalizes operation of and participation in the game of bingo on property owned or leased by Government Services, Inc., in Fontana Village. Specifies that local American Legion post shall have power and authority to supervise and regulate operation of the game in an orderly fashion and fix the kind of prizes that shall be awarded. Proceeds of game are to be used for American Legion purposes or "any other educational, civic or charitable purpose" as the local post may direct.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate committee substitute 1/22, as amended in Senate 1/23), as amended in House 2/2. Received from House for concurrence in House amendment; placed on calendar.

SB 103 - Capitol elevator, as amended in House 2/2. Received from House for concurrence in House amendment; placed on calendar.

LOCAL BILLS

HB 26 - (Harnett) Validating JP acts. Received from House; sent to Judiciary 2.

Next session of Senate: 8:00 p.m., Monday, February 5, 1951.

#

BULLETIN NO. 26
Saturday, February 3, 1951

Session: House -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

None.

LOCAL BILLS

SB 79 - (Harnett) Erwin traffic regulations. Passed second and third readings.

HB 123 - (Pamlico) Disposition of delinquent taxes. Passed second and third readings.
HB 127 - (Rutherford) County employees. Passed second and third readings.
HB 151 - (Martin) Robersonville primary. Passed second and third readings.
HB 152 - (Guilford) High Point lake protection. Passed second and third readings.
HB 153 - (Guilford) High Point purchases. Passed second and third readings.
HB 171 - (Pitt) Powers of aldermen. Passed second and third readings.
HB 178 - (Henderson) Appointing water commissioner. Passed second and third readings.

Next session of House: 8:00 p.m., Monday, February 5, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 | 111 West Morgan St., Raleigh, N. C. | Telephone 4-2184

BULLETIN NO. 27
Monday, February 5, 1951

Session: Senate -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 142 - Introduced by Bailey, Sawyer, Carruthers, Banks, and Frink

"To amend Chapter 113, Article 7, of the General Statutes of North Carolina relative to the game laws." [Adds G.S. 113-109.1 to the game laws to make it a misdemeanor to keep any wild animal or bird in captivity for public exhibition for purpose of attracting trade. Does not apply to exhibitions by educational institutions, public agencies, zoological gardens, or in connection with theatrical exhibitions.] To Wildlife.

SB 143 - Introduced by Bailey

"To authorize the city of Raleigh to develop and beautify Moore Square and utilize a portion thereof for parking." [Amends G.S. 129-11 by adding a new paragraph authorizing the city of Raleigh to utilize a portion of Moore Square (state owned) for public parking and to adopt ordinances relating thereto with same force and effect as if this were city property. The city is not permitted to cut down or injure any trees growing on the square except upon the advice of a tree surgeon approved by the State Board of Public Buildings and Grounds. At least 1/3 of the entire area must be utilized for park purposes. Action taken under this authorization must be approved by the State Board of Public Buildings and Grounds.] To Counties, Cities, and Towns.

SB 144 - Introduced by Carlyle

"To amend G.S. 136-43 so as to increase the amount of highway funds which may be annually expended for the erection of historical markers on the highways of the state." [Amends G.S. 136-43 to raise from $5,000 to $10,000 the amount of highway funds which can be expended annually for the erection of historical markers on the highways.] To Public Roads.

SB 145 - Introduced by Allsbrook, Burgwyn, and Copeland

"To amend Chapter 14 of the General Statutes so as to prohibit the use of profane, vulgar, or indecent language to females over the telephone." [Adds new section, G.S. 14-196.1, making it a misdemeanor punishable in discretion of court to use lewd, profane, or vulgar language while talking over the telephone to a female.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate committee substitute 1/22, as amended in Senate 1/23), as amended in House 2/2. Removed from calendar; returned to House.

SB 77 - Rural rehabilitation agreements. Amended to repeal G.S. 137-40 which created a fund for administrative expenses of rural rehabilitation corporation; passed second and third readings.

SB 103 - Capitol elevator, as amended in House 2/2. Concurred in House amendment.

SB 118 - Tobacco referendum, as amended in Senate 2/2. Passed third reading.

HB 164 - Tobacco referendum. Postponed indefinitely.

LOCAL BILLS

HB 61 - (Bertie, Columbus, Edgecombe, Halifax, Harnett, Hertford, Nash, Northampton, Warren, Wake) Buying corn, as amended in House 1/25 and Senate 2/2. Passed second and third readings.

HB 123 - (Pamlico) Disposition of delinquent taxes. Received from House; sent to Counties, Cities, and Towns.

HB 127 - (Rutherford) County employees. Received from House; sent to Counties, Cities, and Towns.

HB 151 - (Martin) Robersonville primary. Received from House; sent to Counties, Cities, and Towns.

HB 152 - (Guilford) High Point lake protection. Received from House; sent to Counties, Cities, and Towns.

HB 153 - (Guilford) High Point purchases. Received from House; sent to Counties, Cities, and Towns.

HB 171 - (Pitt) Powers of aldermen. Received from House; sent to Counties, Cities, and Towns.

HB 178 - (Henderson) Appointing water commissioner. Received from House; sent to Counties, Cities, and Towns.

Next session of Senate: 12:00 noon, Tuesday, February 6, 1951.

#

BULLETIN NO. 27
Monday, February 5, 1951

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 213 - Introduced by Uzzell

"To provide for the enforcement of foreign judgments." [Establishes procedure for enforcement of foreign judgments as an alternative to existing enforcement procedure. Foreign judgment may be registered (docketed) in superior court by filing copy and record of subsequent entries and by notifying clerk of rendering court. Summons may be served on debtor (if beyond jurisdiction, by registered mail to last known address). After registration, debtor's property may be levied on even if no jurisdiction over the person or final judgment has been obtained. Debtor may within 30 days plead defense, set-off, or counterclaim, and issues thus raised must be tried. If appeal is pending from original judgment, court must postpone trial and set aside levy on adequate security. Judgment becomes final in registering court if debtor fails to plead within 30 days after jurisdiction is obtained over person, or if court, after hearing, refuses to set judgment aside. Order setting registration aside is final judgment for debtor, and either party may appeal from any judgment of registering court. Failure of debtor to appear results in final judgment quasi in rem and property under levy may be sold. Clerk of original court must be notified of payments made on judgment and application of proceeds from sales. Payments in other state apply as if made in this state.] To Judiciary 2.

HB 214 - Introduced by Uzzell

"The uniform photographic copies of business and public records as evidence act." [Where business firm, individual in a profession or "calling", or governmental agency regularly has records photographically reproduced, bill permits (1) destruction of original records unless held in a custodial or fiduciary capacity or unless preservation is required by law and (2) makes satisfactorily identified photographic copies (including enlargements and facsimiles if original photographic copy is in existence) of such records admissible in evidence as the original whether the original is in existence or not. Admissibility of original is not affected by reason of introduction of reproduction. Effective July 1, 1951.] To Judiciary 2.

HB 215 - Introduced by Uzzell

"Relating to acknowledgments of written instruments and to make uniform the law with relation thereto." [Bill seeks to enact the Uniform Acknowledgment Act by setting up a uniform acknowledgment procedure as an alternative to that now provided by North Carolina law without repealing any existing statute dealing with subject. Sets out persons before whom acknowledgment may be taken. Without modifying G.S. 52-12 (contracts of wife with husband regarding her estate) permits acknowledgment of married women to be made in same form as for unmarried women. Retains authentication requirement of G.S. 47-4 (acknowledgment by JP of other than registering county). Acknowledgment of any instrument in compliance with requirements of the place of execution if a state, territory or insular possession of the U. S., or District of Columbia, and if verified by officer before whom acknowledged and authenticated according to uniform act, is to have effect of proper acknowledgment here in all cases except deed by which N. C. resident purports to convey homestead in N. C. and deed is not additionally acknowledged in form prescribed here for that purpose. Does not affect acknowledgments heretofore taken.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- HOUSE

HB 211 - (Cherokee) Introduced by Duncan

"To regulate the operation of taxicabs in Cherokee County." [Adds to G.S. 160-200(36)(a), as it applies to Cherokee County, a provision defining "taxicabs" as any self-propelled vehicle with a present or potential capacity of up to 9 passengers. Makes it unlawful for operators of taxicabs as defined to transport passengers for hire without complying with all provisions of G.S. 160-200 or any other law pertaining to taxicabs, violation to be a misdemeanor punishable in discretion of court with each day's violation constituting a separate offense.] To Counties, Cities, and Towns.

HB 212 - (Cherokee) Introduced by Duncan

"Relating to the operation of taxicabs in Cherokee County." [Makes it unlawful for person to hire a cab in Cherokee County and refuse to pay for services rendered, except when, at time of alleged violation, operator of cab has failed to file schedule of rates charged with county commissioners and with governing body of municipality in which he operates. Makes violation a misdemeanor punishable by imprisonment of up to 30 days or fine of up to $50.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate committee substitute 1/22, as amended in Senate 1/23), as amended in House 2/2. Recalled from Senate; votes by which bill was amended and passed third reading reconsidered; amendment making bill effective July 1, 1951, withdrawn; amendment defining corporate assets re-adopted; passed third reading.
SB 32 - CSC taking oaths, as amended in Senate 1/18 and House 2/2. Passed second and third readings.
SB 88 - Alternate jurors, as amended in Senate 2/2. Received from Senate; sent to Courts and Judicial Districts.
SB 112 - Suability of charitable organizations. Received from Senate; sent to Judiciary 2.
SB 116 - Advertisement for claims on decedent, as amended in Senate 1/31. Received from Senate; sent to Judiciary 1.
SB 132 - Illegal search. Received from Senate; sent to Judiciary 1.

HB 84 - Endorsing summonses, as amended in House 2/2. Passed second and third readings.
HB 85 - Amendments relating back. Passed second and third readings.
HB 173 - County association dues. Amended to specify that dues may be paid annually; passed second and third readings.

LOCAL BILLS

HB 16 - (Rowan) Salisbury charter amendment. Passed second reading.
HB 37 - (Warren) Removing tax limitation. Passed second reading.
HB 106 - (Forsyth) Welfare tax. Passed second reading.
HB 129 - (Pamlico) Special taxes. Passed second reading.
HB 194 - (Forsyth) Register of deeds fees. Passed second reading.

Next session of House: 12:00 noon, Tuesday, February 6, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 28
Tuesday, February 6, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 146 - Introduced by Hobgood

"To amend G.S. 14-107, relating to the bad check law so as to make the time within which a check is dishonored an element of the criminal offense and to fix a time limit for instituting criminal proceedings." [Adds paragraph to G.S. 14-107, relating to worthless checks, to provide that a maker of a check is not guilty of any crime under the section unless the check is presented for payment within 30 days from date of execution and the bank dishonors it at time of presentation. Upon dishonor of any check, bank must attach date of dishonor and reason therefor. Prosecution for violation of section must be commenced within 30 days after bank refuses to pay check.] To Judiciary 1.

SB 151 - Introduced by Page

"To validate the acts of Luther E. Hamilton in his capacity as an emergency judge of the superior court during the year 1950." [In instances where no appeal has been taken validates the trials of all criminal and civil cases and all decrees, judgments, and orders signed by Hamilton, as well as other actions taken by him while acting as emergency superior court judge, in or out of chambers and in or out of term, at all regular or special terms held by him from May 29, 1950, through December 9, 1950. Does not affect pending litigation.] To Judiciary 1.

SB 152 - Introduced by Carlyle

"Relating to insurable interest in the physical ability and lives of agents, employees, and partners." [Gives any employer (individual or any form of business organization) an insurable interest in and the right to insure the physical ability or life, or both, of an employee for the benefit of the employer. Gives same interest and right to any principal for the physical ability and life of an agent for the principal's benefit. Gives any partner an insurable interest in and the right to insure the physical ability and life of any other partner or partners in the same partnership for his benefit, either alone or jointly with other partners. Gives partnerships a like interest in and right to insure physical ability and life of one or more of the partners.] To Insurance.

SB 154 - Introduced by Stoney

"To amend Chapter 58 of the General Statutes of North Carolina as it relates to insurance adjusters and agents and to amend section 228.7 of Chapter 105 of the General Statutes of North Carolina as it relates to insurance adjusters and non-resident brokers." [Makes numerous changes in Chapter 58 of the General Statutes, relating to insurance, to eliminate the classification "independent adjuster." Amends G.S. 58-39.4 to include in the definition of an "insurance adjuster" the independent contractor or employee of an independent contractor who is defined at present as an "independent adjuster." Amends G.S. 58-40 to require that every agent or adjuster, on demand, must exhibit his license to any person with whom he deals as an adjuster. Amends G.S. 58-41 to require that upon application by an insurance adjuster for a license, the adjuster's employer, insurance company or otherwise, must also file an application as prescribed by the Commissioner of Insurance. Upon expiration of any license of agent, general agent, or insurance adjuster, Commissioner may grant a license for not more than 12 months upon application of employer and upon payment of the proper fees. Adds sub-paragraph (6) to G.S. 58-41.1 to authorize the Commissioner to issue one 90-day learner's permit to applicants for license as insurance adjusters if: (1) application is filed; (2) examination fee is paid in advance; (3) employer certifies applicant is of good character, is employed by signer of certificate, that he will operate as learner under a licensed insurance adjuster, and that employer will be responsible for his acts during learning period. Amends G.S. 58-51.2 to authorize Commissioner to permit non-resident adjusters to act without a N. C. license, for a period not exceeding 30 days, for emergency adjustment work done for any licensed insurance adjuster who notifies Commissioner of the beginning of the emergency insurance adjustment work. Amends G.S. 105-228.7, relating to registration fees for agents and brokers, to set fees of non-resident brokers at $25.00 (rather than $10.00), insurance adjusters (other than adjusters for hail damage) at $25.00, and insurance adjusters for hail damage at $5.00.] To Insurance.

LOCAL BILLS INTRODUCED -- SENATE

SB 147 - (Guilford) Introduced by Carruthers

"To amend Chapter 37, Private Laws 1923, the same being 'The Charter of the city of Greensboro,' to fix the levy for taxes to pay off certain indebtedness of city of Greensboro." [Ch. 37, Sec. 90, Private Laws 1923 establishes a special tax district within the Greensboro corporate limits as they existed just prior to March 15, 1923, and levies a tax to pay off indebtedness incurred prior to that date. Stating that the final installment of this indebtedness falls due during the 1961-62 fiscal year and proposing a schedule whereby the amount of the indebtedness can be accumulated in 2 years, bill amends cited section to establish for the years 1951 and 1952 a levy of 10¢ on $100 valuation within the designated area to pay off the indebtedness according to the proposed tabulation. Any excess amount resulting from this levy must be considered in making up the debt service budget for fiscal 1962-63 and subsequent years. In event levy fails to produce sufficient funds, deficit must be paid from any fund in hands of city available for such purposes.] To Judiciary 1.

SB 148 - (Guilford) Introduced by Carruthers

"To amend Chapter 37, Private Laws of 1923, which is designated as 'Charter of city of Greensboro.'" [(1) Deletes charter provision authorizing council to appoint auditing committee to approve bills and order payment, and substitutes provision placing city under general municipal law with regard to payment of obligations from appropriations or authorized bonds and notes, specifying that the council is empowered to make additional appropriations from unencumbered balances and surplus during any fiscal year, and specifying that city clerk is to record in council minutes only such financial transactions as council directs. (2) Empowers city manager to settle claims against city for personal injuries or damages to property when amount involved does not exceed $200 and amount involved does not exceed actual loss for expenses actually incurred (including medical expenses). Makes such settlements a complete release of city. (3) Permits any assessments for any type of local improvements authorized to be assessed so as to give person against whom assessed option of paying in cash or in 2 to 10 equal annual installments. This provision is made applicable to all assessments already levied despite any provisions in enabling legislation to contrary.] To Judiciary 1.

SB 149 - (Guilford) Introduced by Carruthers

"To repeal Chapter 1044, Session Laws, 1945, entitled 'An act to provide for the consolidation and merger of the town of Hamilton Lakes with city of Greensboro when certain conditions precedent thereto have been complied with,' and to repeal Chapter 1288, Session Laws, 1949, entitled 'An act to provide for the consolidation and merger of the Bessemer Sanitary District with the city of Greensboro when certain conditions precedent thereto have been complied with and to provide for the extension of the corporate limits of the city of Greensboro.'" [As title indicates.] To Judiciary 1.

SB 150 - (Richmond) Introduced by Page

"To authorize the county of Richmond, the town of Rockingham, the Rockingham Library Association, and the Rockingham-Richmond County Public Library to sell and convey certain real estate located in the town of Rockingham." [Authorizes sale to trustees of the Rockingham Presbyterian Church of a certain described lot no longer needed or used for public purposes. Permits town to sell its interest in the lot without the necessity of advertising and selling at public auction.] To Counties, Cities, and Towns.

SB 153 - (Moore) Introduced by Poole

"To amend G.S. 7-70 relating to the terms of superior court in Moore County in the Thirteenth Judicial District." [As title indicates.] To Courts and Judicial Districts.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 25 - Dissolving suspended corporations (Senate committee substitute 1/22, as amended in Senate 1/23), as amended in House 2/5. Received for concurrence in House amendment; concurred.
SB 31 - Arresting parolees (Senate committee substitute 2/2). Re-referred to Judiciary 2.
SB 32 - CSC taking oaths, as amended in Senate 1/18 and House 2/2. Received for concurrence in House amendment; concurred.
SB 86 - Officers retirement fund. Reported favorably.
SB 91 - Fish restoration projects. Reported favorably.
SB 94 - Supporting illegitimate children. Amended to prevent application to pending prosecutions or to convictions, judgments, or orders entered prior to the effective date of the act; passed third reading.
SB 145 - Telephone profanity. Reported favorably.

HB 85 - Amendments relating back. Received from House; sent to Judiciary 1.
HB 99 - Validating JP probates. Reported favorably.
HB 113 - Hospitals board building contracts (House committee substitute 1/31). Reported favorably.

LOCAL BILLS

HB 26 - (Harnett) Validating JP acts. Reported favorably.
HB 47 - (Forsyth) Register of deeds pay. Reported favorably.
HB 60 - (Polk) JP fees. Reported favorably.
HB 62 - (Macon) Jurors fees. Reported favorably.
HB 103 - (Sampson) Sheriff salary. Reported favorably.
HB 119 - (Alamance) Register of deeds fees. Reported favorably.
HB 122 - (Watauga) Sheriff salary. Reported favorably.
HB 130 - (Pamlico) Register of deeds fees. Reported favorably.

HB 132 - (Perquimans) Solicitor salary. Reported favorably.
HB 133 - (Perquimans) Recorder salary. Reported favorably.
HB 134 - (Perquimans) Treasurer salary. Reported favorably.
HB 175 - (Swain) Regulating bondsmen, as amended in House 2/2. Received from House; sent to Judiciary 1.

Next session of Senate: 12:00 noon, Wednesday, February 7, 1951.

#

BULLETIN NO. 28
Tuesday, February 6, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 216 - Introduced by Uzzell

"To assure that motor vehicles are equipped as required by statute." [Adds paragraph (d) to G.S. 20-53 concerning registration of foreign vehicles to prohibit the sale (to other than licensed dealer) of motor vehicles registered in this state which do not meet construction and equipment requirements of motor vehicle law (G.S. 20-115 to 137), and to require that transfers to non-dealers be accompanied by an inspection certificate from a dealer or highway patrolman indicating vehicle complies with equipment requirements. Such certificate must be presented to department by transferee before registration can be transferred to him. Does not affect transfers of motor vehicles by operation of law.] To Roads.

HB 217 - Introduced by Uzzell

"To require property-hauling vehicles to be equipped with mudguards or fenders." [Adds G.S. 20-137.1 to require all property-hauling vehicles to be equipped with fenders, mudguards, or flaps; mudguards and flaps are to be not more than 12 inches from the ground and not more than 12 inches from the wheels. Section is not applicable to rear wheels of road tractors when actually drawing semi-trailers.] To Roads.

HB 224 - Introduced by King

"To create the Charles B. Aycock Public School Memorial Fund for the purpose of promoting and enhancing the educational facilities in the public schools of this state." [In honor of Governor Aycock, creates non-stock, non-profit, charitable corporation as named and for purpose set forth in the title. Governor is to name 12-man board of directors on recommendation of state superintendent of public instruction and approval of state board of education, for 6-year staggered terms from May 1, 1951. Directors are to serve without pay, to name president, vice-president, and secretary-treasurer, and to establish principal office in Raleigh with necessary branch offices. Treasurer is to furnish surety as fixed by directors. State auditor must audit accounts annually and report to each General Assembly. Directors may hire necessary employees, acquire and dispose of real and personal property, and accept gifts of money and property.] To Education.

HB 225 - Introduced by Taylor of Buncombe

"To promote safety on the highways, to encourage driver responsibility, and to provide for the giving of security and proof of financial responsibility by owners and operators of automobiles." [Identical with SB 81, digested in the Senate section of Bulletin No. 15, Monday, January 22, 1951.] To Judiciary 1.

HB 226 - Introduced by Taylor of Buncombe

"To amend Chapter 58 of the General Statutes of North Carolina as it relates to insurance adjusters and agents and to amend section 228.7 of Chapter 105 of the General Statutes of North Carolina as it relates to insurance adjusters and non-resident brokers." [Identical with SB 154, digested in the Senate section of today's bulletin.] To Insurance.

LOCAL BILLS INTRODUCED -- HOUSE

HB 218 - (New Hanover) Introduced by Hewlett

"To amend Chapter 514 of the Public Laws of 1943 so as to provide for the appointment of three assistant clerks of superior court of New Hanover County."

[Amends cited act, which amends G.S. 2-10, to permit clerk of superior court of New Hanover County to appoint 3 assistants instead of 2.] To Counties, Cities and Towns.

HB 219 - (Guilford) Introduced by Turner, Crissman, Kirkman, and Shreve
"To amend Chapter 138 Session Laws 1945, relating to property damaged by stray dogs in Guilford County." [Amends cited chapter, which sets up for Guilford County an alternative method to that provided in G.S. 67-13 for determining and payment of damages done by dogs, to limit damages which may be paid as follows: (1) Not more than $500 for loss or injury to any one animal. (2) Not more than actual damage inflicted. (3) Where animal whose flesh is edible is killed or injured, either the commercial market value for edible purposes or its taxable value, whichever is greater; taxable value is set as amount for which animal was listed, or if it had no taxable situs at listing time, the average sum for which similar animals are listed in the county; if edible animal is killed or injured while too young to have a commercial value, its value shall be fractional proportion of its probable value at edible age.] To Judiciary 1.

HB 220 - (Guilford) Introduced by Turner, Crissman, Kirkman, and Shreve
"To authorize Guilford County to participate in paying the premium on group life insurance for its employees." [Permits county commissioners to pay one-half of premiums on group life insurance up to $1000 on each employee. Provision is not to be effective until 75% of employees agree to obtain group insurance and to pay their shares of the premium. Amount of policy may be more or less than $1000.] To Insurance.

HB 221 - (Guilford) Introduced by Turner, Crissman, Kirkman, and Shreve
"Authorizing board of county commissioners of Guilford County to appropriate money for civilian defense." [Authorizes county commissioners to appropriate money derived from sources other than property taxation for civilian defense prior to July 1, 1951. After July 1, 1951, property taxes may be levied to support civilian defense appropriations. County may join with one or more cities within the county in supporting civilian defense projects.] To Counties, Cities, and Towns.

HB 222 - (Guilford) Introduced by Turner, Crissman, Kirkman, and Shreve
"To enable the county commissioners of Guilford County to make temporary investment of unused capital outlay school funds." [When tax funds have been collected for appropriations to finance construction of school buildings and construction is found impracticable by reason of governmental restrictions, the unused appropriations are to be considered an unencumbered balance to be used for construction when restrictions are lifted. If the unit board of education finds by resolution that such funds cannot be used for 6 months, county treasurer must invest unused funds in short-term U.S. bonds, subject to being cashed for original purpose when restrictions are lifted. When the funds can be used for construction, if board of education finds funds should not be used for purpose for which originally appropriated, bonds may be converted and proceeds used in construction of other school buildings upon approval of unit board of education, State Board of Education, and county commissioners.] To Counties, Cities, and Towns.

HB 223 - (Guilford) Introduced by Turner, Crissman, Kirkman, and Shreve
"Authorizing county commissioners of Guilford County to assist in furnishing fire protection to communities outside of cities and towns of said county." [Empowers county commissioners to assist voluntary fire-fighting organizations in unincorporated places by (1) purchasing fire-fighting equipment and selling or loaning it to such organizations or by (2) lending funds with or without interest to such organizations for purchase of such equipment. In financing project commissioners may appropriate up to $25,000 of ad valorem tax funds, and they may use and reuse for this purpose any sum derived from the sale of such equipment.] To Counties, Cities, and Towns.

HB 227 - (Bertie) Introduced by Spruill

"To regulate the expenditure of revenue from parking meters in the town of Windsor." [Permits town commissioners to use parking meter revenues for regulating traffic and expenses incurred in installing and maintaining meters, with surplus to be used for improving street lighting and for providing play grounds for children.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 40 - Validating city land sales, as amended in Senate 1/19. Reported favorably as amended.
SB 132 - Illegal search. Withdrawn from Judiciary 1; re-referred to Courts and Judicial Districts.

HB 38 - Intestacy distribution. Reported favorably as amended.
HB 107 - Fish restoration projects. Reported favorably.
HB 126 - Taxicab financial responsibility. Amended to (1) require taxicab operators outside municipalities to file proof of financial responsibility with board of county commissioners instead of sheriff, and (2) include in definition of proof of financial responsibility, a bond conditioned for same payments as policy of liability insurance and executed by person giving proof and by either a licensed surety company or one or more individual sureties owning real estate in this state and having an equity therein at least to the amount of the bond; the real estate must be listed in the bond and be approved by the clerk of the superior court in the county in which the land is located; passed second and third readings.
HB 142 - Game on highways. Reported favorably.
HB 204 - Sunday work. Reported favorably.

LOCAL BILLS

HB 16 - (Rowan) Salisbury charter amendment. Passed third reading.
HB 37 - (Warren) Removing tax limitation. Passed third reading.
HB 61 - (Bertie, Columbus, Edgecombe, Harnett, Halifax, Hertford, Nash, Northampton, Wake, and Warren) Buying corn, as amended in House 1/25 and Senate 2/2. Received from Senate for concurrence in Senate amendment; concurred.
HB 106 - (Forsyth) Welfare tax. Passed third reading.
HB 129 - (Pamlico) Special taxes. Passed third reading.
HB 131 - (Pamlico) Oriental bird sanctuary. Reported favorably.
HB 191 - (Duplin) Wallace bird sanctuary. Reported favorably.
HB 194 - (Forsyth) Register of deeds fees. Passed third reading.

Next session of House: 12:00 noon, Wednesday, February 7, 1951.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 29
Wednesday, February 7, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 155 - Introduced by Stoney

"Relating to the investment by life insurance companies in lease-back real estate transactions." [Amends G.S. 58-79 I(k)(5)(A)c, dealing with real estate investments of life insurance companies. Section now provides that a company's investment in lease-back transactions must not exceed 4% of its assets nor more than 50% of its capital and surplus whichever is less. Bill raises 4% figure to 6%.] To Insurance.

LOCAL BILLS INTRODUCED -- SENATE

SB 156 - (Macon) Introduced by Jones of Macon

"To authorize the town of Highlands in Macon County to convey certain town property to the Highlands Museum and Biological Station, Incorporated." [Authorizes mayor and governing body of Highlands to convey to museum corporation 3 lots granted to the town by the museum in 1938. Consideration (which may be nominal) is to be set by town authorities; sale may be privately conducted without advertisement; deed may stipulate any conditions deemed proper by town authorities.] To Counties, Cities, and Towns.

SB 157 - (Forsyth) Introduced by Carlyle

"To amend G.S. 160-178 relating to the powers of the board of adjustment of the city of Winston-Salem in the administration of zoning regulations." [G.S. 160-178 requires the concurring vote of 4 members of board of adjustment to reverse any order, requirement, decision, or determination of any administrative official charged with enforcing zoning ordinance, or to decide in favor of applicant on any matter the ordinance requires board to pass on or to effect any variation in the ordinance. Bill permits such action by 3 members of the board instead of 4.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 18 - Voting age. Reported favorably.
SB 86 - Officers retirement fund. Postponed to 2/8.
SB 91 - Fish restoration projects. Passed second and third readings.
SB 114 - Driver literacy. Reported favorably.
SB 120 - State-municipal road maintenance. Reported favorably as amended; amendments adopted as follows: (1) Requires that municipal streets forming a part of the state highway system be maintained, improved, and constructed by the Highway Commission to the same extent and in same manner as are rural

highways of like nature; and requires municipalities to provide 1/3 of cost of acquisition of right-of-way for new streets or for "regulating" or widening old streets. (2) Establishes a new allocation formula for distribution of the $5 million appropriated from Highway Fund. Fund is to be distributed among eligible municipalities in the percentage proportion that population of each eligible municipality bears to total population of all eligible municipalities rather than distributed on basis of population, mileage of city streets, and relative need. To be eligible for funds, municipality must have conducted a municipal election within the 4-year period next preceding the July semi-annual allocation of funds and must currently impose an ad valorem tax for general operating expenses. Mayor must report to SH & FWC information requested for guidance in determining eligibility of municipality; if report is not made within time prescribed by SH & FWC, Commission may disregard such defaulting unit in making allotment. (3) Permits allocated funds to be used for maintaining, repairing, or constructing bridges, drainage, curb and gutter, and other necessary appurtenances within the corporate limits or for meeting the municipality's proportionate share of assessments levied for such purposes; and requires each municipality receiving funds to maintain a separate record of accounts showing detailed receipts and expenditures. Makes it unlawful for any municipal official or employee to authorize, direct, or permit the expenditure of any funds for an unauthorized purpose, and makes such official or employee liable for for funds so expended. By August 1 of each year requires official receiving funds to file a sworn statement of expenditures during preceding year with chairman of Highway Commission. Re-referred to Appropriations.

SB 145 - Telephone profanity. Passed second and third readings.

HB 99 - Validating JP probates. Passed second and third readings.
HB 113 - Hospitals board building contracts (House committee substitute 1/31). Passed second and third readings.

LOCAL BILLS

SB 78 - (Johnston) Smithfield police jurisdiction. Reported favorably.
SB 129 - (Harnett) Dunn officers election. Reported favorably.
SB 130 - (Harnett) Dunn building sale. Reported favorably.
SB 131 - (Harnett) Dunn voters registration. Reported favorably.
SB 138 - (Northampton) Tax foreclosure limitation. Reported favorably.
SB 139 - (Northampton) Deputy sheriffs. Reported favorably.
SB 141 - (Graham) Fontana bingo. Reported favorably.
SB 150 - (Richmond) Sale of publicly-owned lot. Reported favorably.

HB 16 - (Rowan) Salisbury charter amendment. Received from House; sent to Counties, Cities, and Towns.
HB 26 - (Harnett) Validating JP acts. Passed second and third readings.
HB 37 - (Warren) Removing tax limitation. Received from House; sent to Counties, Cities, and Towns.
HB 47 - (Forsyth) Register of deeds pay. Passed second and third readings.
HB 56 - (Cabarrus) Memorial Hospital. Reported favorably.
HB 60 - (Polk) JP fees. Passed second and third readings.
HB 62 - (Macon) Jurors fees. Passed second and third readings.
HB 103 - (Sampson) Sheriff salary. Passed second and third readings.
HB 106 - (Forsyth) Welfare tax. Received from House; sent to Finance.
HB 109 - (Buncombe) Asheville Biltmore College funds. Reported favorably.
HB 119 - (Alamance) Register of deeds fees. Passed second and third readings.
HB 122 - (Watauga) Sheriff salary. Passed second and third readings.

HB 127 - (Rutherford) County employees. Reported favorably.
HB 129 - (Pamlico) Special taxes. Received from House; sent to Finance.
HB 130 - (Pamlico) Register of deeds fees. Passed second and third readings.
HB 132 - (Perquimans) Solicitor salary. Passed second and third readings.
HB 133 - (Perquimans) Recorder salary. Passed second and third readings.
HB 134 - (Perquimans) Treasurer salary. Passed second and third readings.
HB 151 - (Martin) Robersonville primary. Reported favorably.
HB 152 - (Guilford) High Point lake protection. Reported favorably.
HB 153 - (Guilford) High Point purchases. Reported favorably.
HB 171 - (Pitt) Powers of aldermen. Reported favorably.
HB 178 - (Henderson) Appointing water commissioner. Reported favorably.
HB 194 - (Forsyth) Register of deeds fees. Received from House; sent to Salaries and Fees.
HB 201 - (Caswell) Appointing accountant. Reported favorably.

BILLS RATIFIED

SB 25 - Dissolving suspended corporations (Senate committee substitute 1/22, as amended in Senate 1/23), as amended in House 2/5.
SB 32 - CSC taking oaths, as amended in Senate 1/18 and House 2/2.
SB 35 - Police jurisdiction.
SB 79 - (Harnett) Erwin traffic regulations.
SB 103 - Capitol elevator, as amended in House 2/2.

HB 3 - Legislators pay.
HB 35 - Municipal employees, as amended in House 1/22.
HB 61 - (Bertie, Columbus, Edgecombe, Halifax, Harnett, Hertford, Nash, Northampton, Wake, and Warren) Buying corn, as amended in House 1/25 and Senate 2/2.

Next session of Senate: 12:00 noon, Thursday, February 8, 1951.

#

BULLETIN NO. 29
Wednesday, February 7, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HR 228 - (Joint Resolution) Introduced by Henderson

"Creqting a committee to make a study of the responsibility of the state in civilian defense matters, to investigate the desired qualifications for a civilian defense director, to determine the extent of federal responsibility in the field, and to make recommendations concerning its findings to the General Assembly."[Citing need for effective civilian defense, confusion existing as to respective responsibilities of federal, state, and local governments for civilian defense, and uncertainty as to contemplated federal program, directs Speaker of the House to appoint 3 representatives and to request President of the Senate to appoint 2 senators to serve on committee to investigate problems set forth in title. Authorizes expenditure of up to $500 for necessary expenses, to be paid from appropriations already made for civilian defense. Directs committee to report directly to General Assembly and to interested committees by February 28, 1951.] To Military Affairs.

HB 229 - Introduced by Shreve and others

"To repeal Article 10 of Chapter 95 of the General Statutes, Cumulative Supplement of 1949, relating to contracts between employers and labor organizations." [Repeals cited article which declares state policy as to labor organizations.] To Manufacturers and Labor.

HB 230 - Introduced by Henderson

"To amend G.S. 41-11 so as to make it clear that proceeding therein provided for is a special proceeding." [Amends cited section to specify that the proceeding provided for sale, lease, or mortgage of real estate in which there are contingent future interests is to be a "special proceeding."] To Judiciary 2.

HB 235 - Introduced by Leinbach

"For the relief of Hersch G. Cohen of Catawba County whose automobile was damaged by a school bus." [Citing facts of accident, authorizes State Board of Education to pay Mr. Cohen for damages to his automobile after investigation to determine that Mr. Cohen was not guilty of contributory negligence.] To Appropriations.

HB 239 - Introduced by Long

"To amend G.S. 9-5 so as to increase from $6.00 to $8.00 the maximum fees which boards of county commissioners may allow jurors." [As title indicates.] To Judiciary 1.

HR 240 - (Joint Resolution) Introduced by Turner, Sanders, and Whitley

"Providing for a visit of the General Assembly to the United States Marine Base at Camp Lejeune, North Carolina." [Provides for adjournment on March 7, 1951 in time to make visit stated in title.] Placed on calendar.

HB 241 - Introduced by Barker

"To require signal devices on automobiles equipped with steering wheels on the right-hand side." [Adds subsection (c) to G.S. 20-154 to prohibit operation of motor vehicles with steering mechanism on right-hand side unless equipped with department-approved mechanical or electrical signals for left and right turns.] To Roads.

HB 242 - Introduced by Barker

"To amend section 47-20 of the General Statutes to require mortgages and deeds of trust on automobiles to be recorded with the Department of Motor Vehicles." [Adds paragraph to cited section to provide that mortgages, conditional sales contracts, and deeds of trust for motor vehicles would not be valid against creditors or purchasers for value from mortgagor, trustor, or vendor, until notice thereof is filed with Motor Vehicle Department.] To Judiciary 2.

HB 243 - Introduced by Barker

"To amend section 20-64 of the General Statutes to authorize the transfer of certain registration plates." [Adds sentence to G.S. 20-64(c) to provide that motor vehicle owner to whom common carrier flat-rate registration plates have been issued may, at his option and with his written consent, transfer plates to new owner of the vehicle.] To Roads.

LOCAL BILLS INTRODUCED -- HOUSE

HB 231 - (Person) Introduced by Satterfield

"To define the duties of the sheriff of Person County and to remove from him the duty of collecting taxes, to provide for the appointment of a tax collector for Person County and to define his duties and to fix the salary of that office, to fix and regulate the salaries of the sheriff, the clerk of the superior court, register of deeds, members of the board of county commissioners and members of the board of education of Person County, and to fix compensation for deputy sheriffs and of clerical assistants to the clerk of the superior court and register of deeds." [Effective July 1, 1951. After completion of collection of and settlement on 1950-51 taxes, sheriff would be relieved of all tax collecting duties. Provides for annual appointment by county commissioners of a tax collector at a salary of not over $3600 per year, who must collect all taxes, prepare annual county tax assessment and tax record, and investigate tax listings, and who may be given duty of general supervision of annual tax listing and assessment. Provides $50 monthly allowance for travel and clerical assistance. Sheriff would retain all regular duties except tax collection, and would receive annual salary of $4000 in lieu of all fees, and a $200 monthly travel allowance (to cover cost and operation of motor vehicles) for himself and deputies, plus 6¢ per mile allowance for official trips beyond county. Sheriff must employ 2 regular deputies at combined salaries fixed by commissioners at not exceeding $4500 per year. Sheriff is allowed $330 a year for employment of special deputies. CSC would receive $4500 annual salary in lieu of fees as full payment for all services including those of juvenile judge and clerk of county criminal court. Register of deeds would be paid $4000 annual salary in lieu of fees for all services including clerk to county commissioners. Assistants chosen by CSC and register of deeds would receive maximum of $150 per month. County commissioners chairman would receive $50 per month as sole compensation plus 6¢ per mile for attending meetings. Other commissioners and members of education board would receive $10 per day and 6¢ per mile for meetings attended. County commissioners must pay premiums on bonds required of sheriff, tax collector, register of deeds, and CSC. All fees must be collected, recorded, accounted for, and paid over to county treasurer.] To Salaries and Fees.

HB 232 - (Onslow) Introduced by Venters

"To authorize the board of county commissioners of Onslow County to appoint additional special constables in each township in said county." [Authorizes county commissioners to appoint 1 additional constable in each township in county, with power to revoke appointment when additional constable is no longer needed. Constables appointed under these provisions are to be subject to laws governing township constables.] To Counties, Cities, and Towns.

HB 233 - (Scotland) Introduced by Kiser

"To amend G.S. 106-25, relating to farm census reports, so as to exempt Scotland County from the provisions thereof." [Exempts Scotland County from operation of cited section which sets forth duties of counties in securing collection of farm census information.] To Agriculture.

HB 234 - (Catawba) Introduced by Leinbach

"To provide for an annual election of municipal officers on the first Monday in June each year in the town of Catawba, in Catawba County." [Provides for election of mayor and 4 commissioners on first Monday in June, 1951, mayor to serve for term of 1 year, commissioners to serve staggered terms of 2 years; hereafter mayor and 2 commissioners will be elected annually. Confirms powers of commissioners as granted in general laws and repeals conflicting provisions of sections 4 and 5, Chapter 274 of Private Laws of 1893.] To Counties, Cities, and Towns.

HB 236 - (Catawba) Introduced by Leinbach

"Relating to the handling of arrest fees in Catawba County." [Requires all arrest fees due Newton policemen which are collected by the county or any court in county to be paid to city treasurer for deposit in city general fund.] To Counties, Cities, and Towns.

HB 237 - (Robeson) Introduced by Floyd and Regan

"To amend Chapter 256 of the Public Local Laws of 1939 relating to the title to school property located in the Fairmont Administrative Unit in Robeson County." [Rewrites section 5 of cited act to provide that title to all school property in Fairmont Administrative Unit shall vest in its board of trustees instead of in county board of education. Authorizes county board of education and/or county commissioners to transfer title to any property now held by them in said unit to trustees.] To Education.

HB 238 - (Craven) Introduced by Hardison

"To authorize the board of education in Craven County to construct and operate a school building at Cherry Point Marine Base." [Permits county board of education to build and maintain a school building on or near the base on land leased by the federal government to the county board for a period of at least 20 years. Permits any federal, state, or local funds to be used, including federal funds made available for construction and maintenance of schools in areas affected by federal activities.] To Education.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 40 - Validating city land sales, as amended in Senate 1/19. Amended to give any city, town, school district, or school administrative unit affected by bill 6 months from date of ratification to assert any claim it may have by reason of defects in manner of sale; passed second and third readings.

SB 77 - Rural rehabilitation agreements, as amended in Senate 2/5. Received from Senate; sent to Public Utilities.

SB 118 - Tobacco referendum, as amended in Senate 2/2. Received from Senate; placed on calendar.

HB 38 - Intestacy distribution. Bill and proposed amendments re-referred to Judiciary 2.

HB 107 - Fish restoration projects. Passed second and third readings.

HB 142 - Game on highways. Amended to prohibit shooting of game birds or animals from right-of-way of railroad upon which locomotive may be operated instead of railroad upon which passengers are transported; passed second and third readings.

HB 145 - Buggs Island commission. Reported favorably.
HB 150 - Moore's Creek Park land. Reported favorably.
HB 173 - County association dues, as amended in House 2/5. Votes by which bill was amended and passed third reading reconsidered; amended to clarify language of bill; passed third reading.
HB 195 - Teachers contingent salaries. Reported favorably; re-referred to Appropriations.
HB 204 - Sunday work. Passed second and third readings.
HB 205 - Health board members. Reported favorably.
HB 224 - Aycock Memorial Fund. Reported favorably as amended.

LOCAL BILLS

HB 131 - (Pamlico) Oriental bird sanctuary. Passed second and third readings.
HB 191 - (Duplin) Wallace bird sanctuary. Passed second and third readings.
HB 206 - (Vance) Regulating bay rum. Reported favorably as amended.

Next session of House: 12:00 noon, Thursday, February 8, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 30
Thursday, February 8, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 159 - Introduced by Powell by request

"To provide for refunds of motor vehicle taxes overpaid and to fix a method for recovering overpayments of taxes." [Amends motor vehicle laws relating to title and registration fees by adding a new G.S. 20-91.1 providing that no state court shall entertain a suit brought to prevent collection of any tax imposed under these laws and that any person desiring to enter a defense against imposition of such taxes must first make payment to the proper officer and notify him in writing that the tax is paid under protest. Such payment shall be without prejudice to rights of taxpayer, and within ensuing 30 days he may demand in writing that Commissioner of Motor Vehicles return the money. If payment is not refunded within next 90 days and amount exceeds $200, taxpayer may sue commissioner in the superior court of Wake County or of the county in which he resides. If amount is $200 or less, suit may be brought before any state court of competent jurisdiction in Wake County. If determined that tax was levied for unauthorized purpose or was invalid or excessive, judgment with interest shall be entered and state shall refund taxes in amount of judgment. Also adds G.S. 20-91.2 providing that if Commissioner of Motor Vehicles discovers overpayment of taxes, such overpayment shall be refunded within 60 days after ascertainment together with interest at 6% computed from a date 90 days after original payment provided demand for refund is made within 3 years from date of overpayment or due date of report, whichever is later.] To Public Roads.

SB 160 - Introduced by Powell by request

"To fix the method of computing gross revenue of a common carrier of property for tax purposes." [Amends G.S. 20-88 by adding a provision that common carriers operating from a point in N. C. to an out-of-state point over 2 or more routes must compute their mileage from origin to destination on basis of average mileage of all routes used by them between these points. This figure is to be used in determining the percentage of miles operated in N. C. between these points.] To Public Roads.

SB 161 - Introduced by Powell by request

"To amend Chapter 20 of the General Statutes as the same relates to dealers in motor vehicles." [Adds new subsection (f) to G.S. 20-110 providing that motor vehicle department shall cancel the license and license plates of any dealer who knowingly delivers to a purchaser from him a certificate of title which does not show a correct transfer of ownership or who wilfully fails to deliver proper certificate of title to a motor vehicle sold by him. Amends G.S. 20-79(b) to provide that no certificate of title shall be issued for any new vehicle to be sold as such by a manufacturer or dealer prior to the sale of such vehicle by the manufacturer or dealer.] To Public Roads.

SB 162 - Introduced by Powell by request

"To provide for the transportation of the household goods of patrolmen transferred for the convenience of the state." [Amends G.S. 20-192, relating to the shifting of patrolmen from one district to another, to make the department of motor vehicles responsible for transporting household goods, furniture, and personal apparel of a patrolman and members of his household when the patrolman is transferred, unless the transfer is upon request of the patrolman.] To Public Roads.

SR 163 - (Joint Resolution) Introduced by Larkins and Hicks

"Accepting the invitation to the members of the legislature to visit Camp Lejeune." [Accepts invitation to the General Assembly to visit Camp Lejeune on March 7, 1951.] Passed three readings and sent to House.

SR 164 - (Joint Resolution) Introduced by Larkins and Hicks

"Accepting the invitation to the members of the legislature to visit Cherry Point." [Accepts invitation to the General Assembly to visit Cherry Point on March 14, 1951.] Passed three readings and sent to House.

LOCAL BILLS INTRODUCED -- SENATE

SB 158 - (Anson) Introduced by Little

"Relating to the establishment of the Morven high school district and the Wadesboro graded school district in Anson County." [Repeals Ch. 1198 of the 1949 Session Laws which abolished the Morven high school district and the Wadesboro graded school district in Anson County. Re-enacts Ch. 92 of the 1909 Private Laws, which created the Morven school district, and Ch. 89 of the 1907 Private Laws, as amended, which created the Wadesboro school district.] To Education.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 18 - Voting age. Postponed to 2/13.
SB 37 - Judges retirement compensation (Senate committee substitute 1/19). Reported favorably as to new committee substitute.
SB 40 - Validating city land sales, as amended in Senate 1/19 and House 2/7. Received for concurrence in House amendment; concurred.
SB 86 - Officers retirement fund. Passed second and third readings.
SB 108 - State auditor. Reported favorably.
SB 111 - CSC probate jurisdiction. Reported favorably as amended.
SB 114 - Driver literacy. Passed second reading.
SB 120 - State-municipal road maintenance, as amended in Senate 2/7. Reported favorably as amended; postponed to 2/14.
SB 140 - Local recreation commissions. Reported favorably as amended.
SR 163 - (Joint Resolution) Accepting Camp Lejeune invitation. Passed three readings.
SR 164 - (Joint Resolution) Accepting Cherry Point invitation. Passed three readings.

HB 84 - Endorsing summonses, as amended in House 2/2. Received from House; sent to Judiciary 1.
HB 85 - Amendments relating back. Reported unfavorably.
HB 107 - Fish restoration projects. Received from House; sent to Commercial Fisheries.
HB 126 - Taxicab financial responsibility, as amended in House 2/6. Received from House; sent to Judiciary 1.
HB 137 - Eminent domain title. Reported favorably.
HB 160 - Notice of personalty sale. Reported favorably.
HB 204 - Sunday work. Received from House; sent to Judiciary 1.
HR 244 - (Joint Resolution) Recalling state senatorial election. Received from House; passed second and third readings.

LOCAL BILLS

SB 3 - (Lincoln and Catawba) Superior court terms. Reported favorably as amended.
SB 78 - (Johnston) Smithfield police jurisdiction. Passed second and third readings.
SB 129 - (Harnett) Dunn officers election. Passed second and third readings.
SB 130 - (Harnett) Dunn building sale. Passed second and third readings.
SB 131 - (Harnett) Dunn voters registration. Passed second and third readings.
SB 138 - (Northampton) Tax foreclosure limitation. Passed second and third readings.
SB 139 - (Northampton) Deputy sheriffs. Passed second and third readings.
SB 141 - (Graham) Fontana bingo. Passed second and third readings.
SB 147 - (Guilford) Greensboro taxes. Reported favorably.
SB 148 - (Guilford) Greensboro charter amendments. Reported favorably.
SB 149 - (Guilford) Repealing Greensboro merger acts. Reported favorably.
SB 150 - (Richmond) Sale of publicly-owned lot. Passed second and third readings.
SB 153 - (Moore) Superior court terms. Reported favorably.

HB 25 - (Caldwell) Superior court terms, as amended in House 1/25. Reported favorably.
HB 28 - (Cleveland) Superior court terms (House committee substitute 1/26). Reported favorably.
HB 56 - (Cabarrus) Memorial Hospital. Passed second and third readings.
HB 57 - (Davidson) Court costs. Reported favorably.
HB 92 - (Perquimans) Superior court terms. Reported favorably.
HB 109 - (Buncombe) Asheville Biltmore College funds. Passed second and third readings.
HB 117 - (Buncombe) Counsel fee in capital cases. Reported favorably.
HB 127 - (Rutherford) County employees. Passed second and third readings.
HB 131 - (Pamlico) Oriental bird sanctuary. Received from House; sent to Wildlife.
HB 138 - (Beaufort) Washington city elections. Reported favorably.
HB 151 - (Martin) Robersonville primary. Passed second and third readings.
HB 152 - (Guilford) High Point lake protection. Passed second and third readings.
HB 153 - (Guilford) High Point purchases. Passed second and third readings.
HB 171 - (Pitt) Powers of aldermen. Passed second and third readings.
HB 175 - (Swain) Regulating bondsmen, as amended in House 2/2. Reported favorably.
HB 178 - (Henderson) Appointing water commissioner. Passed second and third readings.
HB 191 - (Duplin) Wallace bird sanctuary. Received from House; sent to Wildlife.
HB 201 - (Caswell) Appointing accountant. Passed second and third readings.

BILLS RATIFIED

HB 26 - (Harnett) Validating JP acts.
HB 47 - (Forsyth) Register of deeds pay.
HB 60 - (Polk) JP fees.
HB 62 - (Macon) Jurors fees.
HB 99 - Validating JP probates.
HB 103 - (Sampson) Sheriff salary.
HB 113 - Hospitals board building contracts (House committee substitute 1/31).
HB 119 - (Alamance) Register of deeds fees.
HB 122 - (Watauga) Sheriff salary.
HB 130 - (Pamlico) Register of deeds fees.
HB 132 - (Perquimans) Solicitor salary.
HB 133 - (Perquimans) Recorder salary.
HB 134 - (Perquimans) Treasurer salary.

Next session of Senate: 10:00 a.m., Friday, February 9, 1951.

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BULLETIN NO. 30
Thursday, February 8, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HR 244 - (Joint Resolution) Introduced by Gentry, Brown of Watauga, and Doughton

"Requesting the governor to withdraw the call for a special election to fill the vacancy in the office of senator from the Twenty-Ninth Senatorial District." [Cites impracticability of holding election to fill vacancy caused by death of Senator Reeves and agreement of chairmen of Democratic and Republican Executive Committees of the counties involved that special election set for February 17, 1951 should not be held. Authorizes and requests governor and State Board of Elections to recall the order for said election.] Passed three readings and sent to Senate.

HR 245 - (Joint Resolution) Introduced by Spruill and others

"Memorializing Congress to call a convention for the purpose of considering an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts." [As title indicates; proposed amendment would set 25% limitation on income, inheritance, and gift tax rate, except in time of war emergency when Congress by 3/4 vote could increase rate prospectively on year to year basis for the duration of national emergency. Effective date on income tax limitation would be end of calendar year following ratification, and on other taxes mentioned, 6 months after ratification. Would not affect taxes already due. Ratification would be by assent of 3/4 of the state legislatures.] To Constitutional Amendments.

HB 247 - Introduced by Anderson by request

"To regulate the transportation of animal carcasses on the streets or highways of this state." [Makes it a misdemeanor punishable by up to $50 fine or 30 days imprisonment to transport any animal carcass or part thereof on streets and highways unless carcass is covered or enclosed in a container to prevent escape of odors.] To Agriculture.

HB 248 - Introduced by Blackwell

"Relating to the repair, restoration, and binding of public records." [Authorizes heads of state agencies, county commissioners, and governing boards of municipalities to permit public records to be removed from offices where kept for time required for repair and binding, provided arrangements for the work are approved in advance by State Department of Archives and History.] To Judiciary 1.

HB 249 - Introduced by Blackwell

"Authorizing the admissibility in evidence of photographic copies of public records, maps and other documents." [Authorizes any state agency and specifically the Department of Revenue, and any local political subdivision to have photographed any of its records, maps, or other documents which may or must be filed as public records. Provides that photographic copies shall be considered as originals for all purposes including admissibility in evidence in courts and administrative agencies. Authenticated copies of photographs may be admitted as if original. Requires officers in charge of photographing records to use film complying with standards established by State Department of Archives and History, to provide containers for photographed records, and to provide equipment for using photographed records. With approval of the Department of Archives and History as set forth in Chapter 55, Session Laws of 1945, permits such officer either to transfer the original records to custody of the Department or dispose of them according to cited law.] To Judiciary 2.

HB 259 - Introduced by Dalrymple

"For the relief of Mrs. K. R. Benfield, of Lee County, whose automobile was damaged by a school bus." [Citing facts of accident, permits the State Board of Education to investigate claim and to pay Mrs. Benfield not exceeding $260.30 if satisfied that she was not guilty of contributory negligence.] To Appropriations.

HB 261 - Introduced by Shreve and Gudger

"To provide for the protection of the public in real estate transactions handled by agents; to provide for the licensing, regulation and supervision of real estate brokers and salesmen; and to provide for the enforcement of said act and penalties for violation thereof." [To safeguard public in dealing with real estate agents, creates Real Estate Commission composed of 3 members appointed by governor for 3-year staggered terms. Commissioners are to receive $15 per diem and expenses to be paid from license fees, and are granted powers necessary to perform duties under act including power to make rules and subpoena witnesses. Requires licensing of all real estate salesmen and brokers as defined, and firms, corporations, and associations may conduct real estate business only if each active member is licensed. N. C. real estate agents and agencies in business any time within year prior to passage of act, by paying fee and applying within 90 days after commissioners are appointed, may be licensed without examination. All other persons must make application as prescribed and satisfy commission of their qualifications through written examination and proof of bona fide residence, honesty, trustworthiness, and competence. Fees for original applications are $15 for broker, $10 for salesman; for annual renewal, $10 for broker, $5 for salesman, except in unincorporated communities or those of 5,000 population or less, where renewal fees are $7 and $3 respectively. Fee is returned if application is refused. Commission must issue to qualified applicants licenses which, in case of salesmen, must show name of broker-employer. (Salesmen not in employ of broker have licenses suspended.) Brokers must continually maintain office or place of business. Commission may investigate violations of act and, after 10 days notice and opportunity for hearing, may suspend or revoke license for causes stated in act. Applicants whose licenses are refused may within 30 days apply for hearing which must be granted in 30 days. Appeal to superior court lies from denial, revocation, or suspension of license after commission hearing. Acting as real estate broker or salesman, as defined, without license carries penalty of up to $500 fine or 6 months imprisonment, or both in case of individual, and $1,000 fine in case of corporation.] To Judiciary 1.

HB 262 - Introduced by Royster and others

"To enable the State Highway and Public Works Commission to construct, reconstruct and maintain city streets by increasing the gallonage tax on motor fuels, all subject to a vote of the people of the state." [Submits to the electorate at an election to be called by the governor for a date prior to July 1, 1951, the question of whether the Highway Commission shall take over full responsibility for construction, reconstruction, and maintenance of all city streets in the way it is now responsible for the rural highway system. In no case, however, would the Commission be required to pay more than 1/2 the cost of obtaining rights-of-way, and it would not be responsible for moving, installing, or re-installing public utility lines. Should a city extend its limits, Commission would take over streets in new territory only if it approves the extension. If voters favor the proposition, the work would be financed by raising the gallonage tax imposed by G.S. 105-434 and G.S. 105-435 on gasoline and other motor fuels from 7¢ to 8¢ thirty days after result of election is certified.] To Finance.

LOCAL BILLS INTRODUCED -- HOUSE

HB 246 - (Duplin) Introduced by Carr

"To provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County." [Effective March 1, 1951. Sets salary of chairman of board of county commissioners at $75 per month, that of each other commissioner at $50 per month. County attorney is to be paid not more than $75 per month, as set by county commissioners, in full payment for all services except for work with tax suits. Directs that all fees accruing to offices of county tax collector, clerk of superior court, and register of deeds, and to sheriff and his deputies, be turned over to county general fund, between 1st and 10th of each month for each officer except tax collector. Authorizes county commissioners to fix monthly salary of following county officials at not less than figure set forth: (1) tax collector, $340.41, plus not more than $50 monthly for mileage as determined by commissioners; (2) deputy tax collector, $200; (3) sheriff, $350, plus $175 monthly for mileage; (4) office deputy sheriff, $200, plus mileage as determined by commissioners; (5) 1st deputy sheriff, $300, plus $175 monthly for mileage; (6) 2nd deputy sheriff, $250, plus $125 monthly for mileage; (7) jailer-deputy sheriff, $250, plus $125 for mileage; (8) accountant, $340.41; (9) accountant's chief stenographer, $191.40; (10) register of deeds, $340.41; (11) 1st deputy register, $161.20; (12) 2nd deputy register, $146.30; (13) 3rd and 4th deputy registers, $139.80; (14) county veterans service officer, $275, plus mileage as determined by commissioners; (15) judge of general county court, $250; (16) solicitor of general county court, $200; (17) clerk of superior court, $367.91; (18) deputy CSC, $150; (19) clerk's bookkeeper, $200; (20) 1st stenographer for clerk, $137.50; (21) 2nd stenographer, $125. Commissioners are to fix monthly salary for county farm and home agents and their assistants, taking into consideration contributions of state and federal governments. Forbids sheriff to hire more salaried deputies, but permits appointment of special deputies without pay in county industrial plants under arrangements with plants and appointment of not more than 4 deputies to serve on fee basis except that fee deputies are not to be paid fees by county. Authorizes county commissioners to hire clerk for sheriff. Establishes $25 fee to be paid to sheriff or deputies for seizure and destruction of whiskey stills if persons arrested are convicted. Empowers county commissioners to fix prisoner-feeding fee between $1 and $1.25, to be paid sheriff from general county fund and taxed as costs to each prisoner. Directs commissioners to designate accountant as tax supervisor. Authorizes commissioners to increase register of deed's fees by not more than 20%. From June 1, 1951, forbids charging defendant in criminal action in general county court for jury or stenographer fees unless jury is present in court, including jurors called as talismen in divorce cases, or unless stenographer has reported case. Sets $10 as maximum stenographer's fee. Sets fee to be taxed in bill of costs in misdemeanor cases for solicitor at $4. Directs CSC to disburse by December 31, 1951, all funds in his hands which were tied up in old Bank of Duplin, disbursement to be final settlement as to CSC. Directs commissioners to transfer to general county fund all collections of all taxes which are 3 or more years delinquent. Permits commissioners to defer property revaluation for 1951 and 1952, or if it is held, to revalue by horizontal increase or reduction, actual appraisal, or both.] To Salaries and Fees.

HB 250 - (Forsyth) Introduced by Blackwell, Gobble, and King

"Authorizing the board of commissioners of the Rural Hall sanitary district in Forsyth County to make payment for electrical current used in street lighting from funds derived from the sale of water in said district." [As title indicates; validates payments for electrical current used for lighting streets heretofore made from water funds.] To Counties, Cities, and Towns.

HB 251 - (Person) Introduced by Satterfield

"To eliminate Person County from the exceptions to the Local Governmental Employees' Retirement System." [Makes Person County subject to the provisions of section 8 of Chapter 526, Session Laws of 1945, repealing G.S. 128-37 and 128-38 which required cities and counties to secure approval of the qualified voters before appropriating money for the local employees' retirement system and permitting counties and cities to withdraw from the system.] To Teachers' and State Employees' Retirement.

HB 252 - (Cumberland) Introduced by Dawkins

"To provide for an election to be held in the city of Fayetteville in Cumberland County to determine whether certain sections of the General Statutes shall be amended in so far as they pertain to the number and election of the members of the city council and the mayor of the city of Fayetteville." [Presents to voters of Fayetteville at election to be held on or before March 24, 1951, question of whether composition of city council is to be changed. Present council is composed of 5 members elected from city at large according to G.S. 160-340, and present mayor is chosen by council from its members according to G.S. 160-345. Bill would amend those sections as they apply to Fayetteville on approval of electorate to provide for election of 8 councilmen, one resident in each ward to be nominated and elected by voters from city at large, and for election of mayor by voters from city at large. Election is to be conducted in same manner as primary elections in the city. If changes are approved, they will become effective at next succeeding municipal primary and general election.] To Counties, Cities, and Towns.

HB 253 - (Washington) Introduced by Woolard

"To authorize the board of county commissioners of Washington County to turn into the general fund certain delinquent taxes upon collection of the same." [Authorizes county commissioners to turn into county general fund proceeds of all delinquent taxes for 1949 and all prior years. Directs that all collections of delinquent taxes for 1950 and all subsequent years be turned into general fund after having been delinquent for one year from due date.] To Counties, Cities, and Towns.

HB 254 - (Jackson) Introduced by Brown

"To rewrite section 2 of Chapter 309 of the Public Laws of 1939 so as to place the municipalities in Jackson County under the provisions of the general election laws." [Amends Chapter 309, Public Laws of 1939, to provide that from date of ratification, all municipal elections in Jackson County are to called, held, and conducted by county board of elections in accordance with general election laws instead of by town clerk. If general law prescribes duties for state or county officials not found in municipalities, then official whose duties are most similar to officer named in law shall perform duties. Each municipality is to pay expenses of own election. Powers of county board are to include appointment of precinct officials, preparation and distribution of ballots, creation of new precincts, selection of voting places, and canvassing of all returns. To Elections and Election Laws.

HB 255 - (Caswell) Introduced by Warren

"To amend Chapter 7, section 7-70 of the General Statutes of North Carolina to change the terms of superior court in Caswell County." [As title indicates. Effective date May 1, 1951.] To Courts and Judicial Districts.

HB 256 - (Caswell) Introduced by Warren by request

"To permit cars owned by members of the Yanceyville fire department to be equipped with sirens, bells, exhaust whistles or with red lights and to operate such equipment when the vehicle is being used." [Permits members of Yanceyville fire department to equip personal cars with sirens, bells, exhaust whistles, and red lights and to operate such equipment when proceeding officially to fires. Makes it a misdemeanor for member to operate such equipment at any other time.] To Roads.

HB 257 - (Alamance) Introduced by Long

"To amend G.S. 153-13, relating to the compensation of the members of the board of county commissioners of Alamance County." [Sets compensation for county commissioners, with exception of chairman whose compensation remains unchanged, at $10 per meeting in addition to travel allowance at 7¢ per mile.] To Salaries and Fees.

HB 258 - (Alamance) Introduced by Long

"Fixing the salaries of certain public officials of Alamance County." [Effective January 1, 1951, sets following annual salaries: superior court clerk, $4,800 as clerk and $800 as juvenile judge; sheriff, $4,200 plus a travel allowance of $1,200; register of deeds, $4,500. Authorizes county commissioners to amend 1950-51 budget to provide for stated payments.] To Salaries and Fees.

HB 260 - (Wayne) Introduced by Taylor of Wayne

"To amend the charter of the town of Mount Olive so as to extend the corporate limits of said town." [Redefines the town's boundaries by metes and bounds. Effective January 1, 1952, property and polls within the new boundaries become subject to taxes levied by the town.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 77 - Rural rehabilitation agreements, as amended in Senate 2/5. Withdrawn from Public Utilities; re-referred to Federal and Interstate Cooperation.
SB 91 - Fish restoration projects. Received from Senate; sent to Wildlife Resources.
SB 94 - Supporting illegitimate children, as amended in Senate 2/6. Received from Senate; sent to Public Welfare.
SB 118 - Tobacco referendum, as amended in Senate 2/2. Passed second reading.
SB 145 - Telephone profanity. Received from Senate; sent to Judiciary 1.

HB 145 - Buggs Island Commission. Amended to increase commission membership from 9 to 10, adding another member from Warren County and one from N. C. Recreation Commission and removing one from state at large; passed second and third readings.
HB 150 - Moore's Creek Park land. Passed second and third readings.
HB 157 - Disposition of bank records. Reported favorably.
HB 158 - Bank loan committees. Reported favorably.
HB 205 - Health board members. Passed second and third readings.
HB 224 - Aycock Memorial Fund. Amended to designate use of funds for erection of school buildings, equipment, aid to teachers, and student scholarships; passed second and third readings.
HR 240 - (Joint Resolution) Camp Lejeune trip. Postponed to 2/9.
HR 244 - (Joint Resolution) Recalling state senatorial election. Passed three readings.

LOCAL BILLS

SB 82 - (Duplin) Warsaw bird sanctuary. Reported favorably.

HB 64 - (Transylvania) School buildings. Reported favorably 2/7; passed second and third readings.
HB 206 - (Vance) Regulating bay rum. Amended to include Rockingham County; after amendments were proposed to include over 15 additional counties, amended bill and proposed amendments were re-referred to Health.

Next session of House: 11:00 a.m., Friday, Febraury 9, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 111 West Morgan St., Raleigh, N. C. Telephone

BULLETIN NO. 31
Friday, February 9, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 165 - Leatherman, Stoney, Powell, and Gold

"Relating to the clearance of checks by banks and trust companies, and to repeal certain other statutes relative thereto." [Repeals G.S. 53-70 to G.S. 53-74, relating to bank exchange drafts and fees chargeable on remittances covering checks. Adds G.S. 53-65.1 to provide that all checks drawn on any bank or trust company must be cleared at "par" unless checks are sent to banks or trust companies as special collection items. Any officer or employee who violates this section is guilty of a misdemeanor, punishable by a fine of $5 to $10 for each offense.] To Banks and Currency.

SR 166 - (Joint Resolution) Introduced by Young and others

"Memorializing Congress to call a convention for the purpose of considering an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts." [Identical with HR 245, digested in House section of Bulletin No. 30, Thursday, February 8, 1951.] To Constitutional Amendments.

SB 168 - Introduced by Rankin

"Ratifying a proposed amendment to the Constitution of the United States of America, relating to the terms of office of the President of the United States." [Identical with HB 59, digested in House section of Bulletin No. 12, Wednesday, January 17, 1951.] To Constitutional Amendments.

SB 169 - Introduced by Carruthers and others

"To amend Chapter 96, General Statutes of North Carolina, 1943, as amended, known as the Employment Security Law, to provide for a reduction in the rate of contributions, an increase in and extension of benefit payments, and to further clarify the provisions of said chapter." [Revises present experience rating schedule to provide a lower rate class for each rate group except the standard rate class of 2.7% fixed by federal requirements; reserve ratio classes are retained except that minimum rate applies to the 4.2 and over ratio instead of 5.0 and over groups. Eliminates present waiting period so that claimants will receive payment for first week of unemployment. Extends duration of benefits from 20 to 26 weeks. Revises benefit schedule as follows: (1) Maximum benefit is based on the full annual taxable wage of $3,000 instead of first $2,500 under present formula. (2) Minimum annual qualifying earnings are increased from $200 to $250, yeilding weekly minimum benefit of $7 instead of $6. (3) Maximum weekly payment is increased from $25 to $30 for individual earning $3,000 or more per year. Amends law to permit an employer to make a voluntary contribution within 15 days after mailing of notification of rate contained in a statement showing his reserve account balance, statement of credits, and his charges to the reserve account--purpose is to permit employer to determine from statement whether voluntary contribution is to his advantage. Requires a successor employer, if he desires a transfer of reserve account of his predecessor, effective as of date of acquisition of business, to make application for transfer within 60 days after Commission notifies him of his right to the transfer. Amends G.S. 96-9(c)(5) to provide that, after the 5-year period employer's reserve account is maintained after employment coverage ceases, employer cannot get benefit therefrom and his account will be closed, but if, during the 5-year period, employer begins operations and hires individuals, he is entitled to benefit of his reserve account balance in computation of his rate. Authorizes Commission, on reciprocal basis, to reimburse agencies of other states for claims paid by them to persons who, it is later discovered, performed the services in N. C. for a base-period employer who made contributions for that person's services to the N. C. agency. Broadens exemption provisions to include all services of newsboys, regardless of age, in the selling and distribution of papers and magazines on streets and from house to house. Permits Commission, where justified, to withhold issuing an execution where judgment has been docketed against employer for contributions due for period not exceeding 180 days, and specifically authorizes Commission to issue alias executions where an execution has been returned unsatisfied. With regard to hearings by claims deputies: (1) authorizes formal hearings in all cases except those involving rights of an interstate claimant for benefits, in certain cases where an adjustment in claimant's account is necessary, and where claimant has been guilty of receiving beneftis on account of a fraudulent misrepresentation or withholding of information; (2) no hearing is required with respect to failure of claimant to meet procedural requirements; (3) base-period employer and most recent employer of claimant must be notified when claim is filed establishing a benefit year and also in cases involving partial unemployment when claimant establishes an ineligible amount; (4) gives out-of-state claimant or other interested parties 10 days (instead of 8) within which to appeal from decision of claims deputy. When a person has knowingly made false statement to obtain or increase any benefit, law is amended to make him ineligible to receive benefits for remainder of any benefit year during which false statement is made. Makes several procedural amendments regarding interstate claims. Since federal government now bears the expense, repeals G.S. 96-28 which provided for annual appropriation of $75,000 to Employment Service Division of Commission.] To Employment Security.

LOCAL BILLS INTRODUCED -- SENATE

SB 167 - (Franklin) Introduced by Hobgood

"To fix the fees of justices of the peace in criminal actions in Franklin County." [Effective July 1, 1951, sets following fees for criminal actions in JP courts: affidavit, $.50; warrant (each defendant), $1.50; commitment, $1.00; subpoena (each), $.25; recognizance, $.50; judgment contested, $3.00; judgment not contested, $2.00; contested judgment in jury trial, $5.00; continuance, $.50; order of removal, $.50; bond or undertaking, $1.00; capias and order, $1.00.] To Salaries and Fees.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 37 - Judges retirement compensation (Senate committee substitute 1/19). Postponed to 2/14.
SB 96 - Prisoner safety. Reported favorably as to committee substitute.
SB 97 - Commitment of mental patients. Reported favorably.
SB 108 - State auditor. Postponed to 2/13.
SB 114 - Driver literacy. Amendment adopted to make bill apply to persons reaching the age of 16 years from and after July 1, 1952, instead of to those reaching 16 from and after July 1, 1951. Passed third reading.

SB 154 - Insurance adjusters. Reported favorably; re-referred to Finance.

HB 137 - Eminent domain title. Passed second and third readings.
HB 142 - Game on highways,as amended in House 2/7. Received from House; sent to Wildlife.
HB 150 - Moore's Creek Park land. Received from House; sent to Conservation and Development.
HB 160 - Notice of personalty sale. Passed second and third readings.
HB 173 - County association dues, as amended in House 2/5 and 2/7. Received from House; sent to Finance.
HB 205 - Health board members. Received from House; sent to Public Health.

LOCAL BILLS

SB 147 - (Guilford) Greensboro taxes. Passed second reading; postponed to 2/12.
SB 148 - (Guilford) Greensboro charter amendments. Passed second reading; postponed to 2/12.
SB 149 - (Guilford) Repealing Greensboro merger acts. Passed second and third readings.
SB 153 - (Moore) Superior court terms. Passed second and third readings.

HB 25 - (Caldwell) Superior court terms, as amended in House 1/25. Passed second and third readings.
HB 28 - (Cleveland) Superior court terms (House committee substitute 1/26). Passed second and third readings.
HB 57 - (Davidson) Court costs. Passed second and third readings.
HB 64 - (Transylvania) School buildings. Received from House; sent to Education.
HB 92 - (Perquimans) Superior court terms. Passed second and third readings.
HB 106 - (Forsyth) Welfare tax. Reported favorably.
HB 117 - (Buncombe) Counsel fee in capital cases. Passed second and third readings.
HB 138 - (Beaufort) Washington city elections. Passed second and third readings.
HB 175 - (Swain) Regulating bondsmen, as amended in House 2/2. Passed second and third readings.

BILLS RATIFIED

SB 40 - Validating city land sales, as amended in Senate 1/19 and House 2/7.

HB 56 - (Cabarrus) Memorial Hospital.
HB 109 - (Buncombe) Asheville Biltmore College funds.
HB 127 - (Rutherford) County employees.
HB 151 - (Martin) Robersonville primary.
HB 152 - (Guilford) High Point lake protection.
HB 153 - (Guilford) High Point purchases.
HB 171 - (Pitt) Powers of aldermen.
HB 178 - (Henderson) Appointing water commissioner.
HB 201 - (Caswell) Appointing accountant.
HR 244 - (Joint Resolution) Recalling state senatorial election.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, February 10, 1951.

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BULLETIN NO. 31

Friday, February 9, 1951

Session: House -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HR 263 - (Joint Resolution) Introduced by Venters

"Accepting the invitation to the members of the legislature to visit Camp Lejeune." [As title indicates; visit would be made on March 7, 1951.] Placed on calendar.

HB 266 - Introduced by Atkins

"To amend General Statutes 163-140 so as to eliminate second primaries in certain cases." [Provides that G.S. 163-140, which requires a second primary election in case no candidate receives a majority of the votes cast in the first primary, shall not apply to primary elections for the following offices if the vote of the candidate receiving the highest vote equals 45% or more of the total votes cast in the first primary: U. S. senator, member of Congress, chief justice and associate justices of supreme court, superior court judges, superior court solicitors, governor, lieutenant-governor, state treasurer, state auditor, secretary of state, commissioner of agriculture, commissioner of labor, commissioner of insurance, and state superintendent of public instruction.] To Elections and Election Laws.

HB 268 - Introduced by King

"To authorize the issuance of a special driving license to a person whose driving license has been revoked for drunken driving so as to permit such person during the period of revocation to drive a motor vehicle which bears license plates of bright red with a white skull and cross-bones thereon." [Adds to G.S. 20-17 a provision requiring Department of Motor Vehicles to issue to any person whose driver's license has been revoked for drunken driving a special license, bright red in color with white skull and cross-bones superimposed, authorizing operation of a motor vehicle if similarly-marked plates are displayed. Requires Department to make special plates available on payment of $1 and surrender of regular plates. Provisions are applicable during year for which regular license is revoked and until reinstated. Driving without such plates during period of revocation is to be misdemeanor punishable as provided in G.S. 20-28(a).] To Roads.

HB 271 - Introduced by Taylor of Buncombe, Love, and Gudger

"To make a husband or wife a competent witness against the other to prove the fact of marriage in bigamous cohabitation cases." [Identical with HB 121, digested in the House section of Bulletin No. 15, Monday, January 22, 1951, except that title is changed to make it conform with provisions of bill.] To Judiciary 1.

HB 273 - Introduced by Umstead

"To amend Chapter 135 of the General Statutes of North Carolina, the same being the Teachers' and State Employees' Retirement Act, so as to permit retirement after thirty years of service." [Amends G.S. 135-3(7) to permit retirement system members with sufficient years service who leave service prior to age 60 for any reason other than death or disability, and who leave total accumulated contribution in system, to retire on early or deferred retirement allowance under one of the following plans: (1) Members with 20 years creditable service may retire on deferred retirement allowance, computed under G.S. 135-5(2) (a), (b) and (c), upon reaching 60, by applying to trustees in writing between 60th and 61st birthday, stating time (between 30 and 90 days after application) when retirement is desired to begin. If member becomes 61 without filing application, membership ceases and he is entitled to sum of contributions plus interest. (2) In lieu of above, member with 30 years service who separates after July 1, 1951, may, upon filing written notice as above within 60 days after separation, retire on early allowance, to be the actuarial equivalent of deferred allowance otherwise paid at age 60. (3) In lieu of (1) above, a member who separated before July 1, 1951, may, on written notice made by August 31, 1951, retire on early allowance, the actuarial equivalent of deferred allowance. If a teacher or employee retired on early allowance re-enters service prior to age 60, his allowance ceases and he again becomes member of system making regular contributions; and on later retirement he is entitled to allowance computed according to trustees' rules issued under G.S. 135-15, subject to G.S. 135-5, provided that subsequent pensions of persons restored to membership after 55 will not exceed sum of pension received just before last restoration and pension that would have been received for service since last restoration had entrance then been as new member.] To Teachers' and Employees' Retirement.

HB 274 - Introduced by Umstead and others

"To amend the General Statutes of North Carolina by adding a new article to Chapter 135 of the General Statutes providing for the coverage of officers and employees of the state, municipal corporations and subdivisions of government under the old age and survivors insurance provisions of Title II of the Federal Social Security Act." [Adds Article 2 to Ch. 135 as indicated in title. Authorizes State Agency (Secretary of Trustees of Teachers' and State Employees' Retirement System), with governor's approval, to enter into agreement with Federal Security Administrator extending benefits of federal social security program to employees of state and its governmental subdivisions who are not already covered. Agreement must, if possible under the Social Security Act, provide that benefits be allowed eligible persons and contributions paid by state to federal government on same basis as under federal law, and that agreement must cover all employees of state and political subdivisions except (1) those already covered and (2) those excluded by federal law. Authorizes agency jointly created by this and another state to make similar agreement with FSA to secure benefits to its employees, and to make contributions and require contributions from its employees, provided the other state grants like authority. State employees covered by agreement would pay contributions by deductions from wages. Political subdivisions of state would be authorized to submit to the State Agency for approval, plans to extend benefits to its employees. Plans must provide for complete coverage, for adequate source of contributions, and for termination power in State Agency in case of noncompliance by subdivision. Before approval is refused or approved plan is terminated, reasonable notice and opportunity for hearing must be given. Political subdivisions would have power to make contributions and to deduct employees' contributions from wages, both to be paid to Contribution Fund. Delinquent payments would be recoverable in Wake County superior court with 6% interest. Creates a Contribution Fund to which all contributions (state and local), appropriations, interest, etc., would be paid and kept undivided. Withdrawals could be only for paying contributions to federal government and paying refunds. To supplement contributions, bill authorizes appropriations to Fund necessary to meet obligations under agreements. State Agency authorized to assess political subdivisions with employees covered by an agreement for purpose of defraying cost of administering act, each subdivision paying no more than necessary to meet its share. Authorizes State Agency to issue rules necessary for carrying out article, and requires it to make studies and biennial reports to legislature covering operation of agreements.] To Teachers' and Employees' Retirement.

HB 275 - Introduced by Pritchett and O'Herron

"To amend Chapter 96, General Statutes of North Carolina, 1943, as amended, known as the Employment Security Law, to provide for a reduction in the rate of contributions, an increase in and extension of benefit payments, and to further clarify the provisions of said chapter." [Identical with SB 169, digested in the Senate section of today's bulletin.] To Employment Security.

HB 276 - Introduced by Warren

"Relating to the listing of tangible personal property." [G.S. 105-302(4) provides for listing of tangible personal property in county in which located rather than in county of owner's residence (1) if owner or person in control of it occupies certain kinds of places of business in the situs county in connection with the property or (2) if the property is of a kind used by the public generally (e.g. music machines) or of the kind used to sell merchandise to the public (e.g. vending machines). Bill provides that any tangible personalty located in a county "under the conditions specified in this section" which is not listed in that county is subject to seizure by sheriff to be held until listed and taxes and costs incident to seizure and storage are paid. If property is not listed and taxes paid, after 30 days notice to property's custodian in county, sheriff must sell it after public advertisement, and from proceeds pay taxes, costs, storage, and retain for himself 5% of purchase price.] To Finance.

HB 277 - Introduced by Warren

"Amending G.S. Article 43, Chapter 106, relating to the filing of reports by threshers of wheat." [Amends cited article to transfer all duties of counties and county registers of deeds in licensing power threshers of wheat to the State Department of Agriculture. Requires threshers to report acreages harvested directly to Department. Adds new G.S. 106-494 to require manufacturers, distributors, and owners of threshing machines to report sales to Commissioner of Agriculture within 90 days after sale. Department is given responsibility to furnish necessary blank forms directly to threshers and to compile and publish all threshers' reports.) To Agriculture.

LOCAL BILLS INTRODUCED -- HOUSE

HB 264 - (Pender) Introduced by Whitfield

"To authorize the board of county commissioners of Pender County to levy special annual taxes for forest fire protection and to provide for a veterans service officer." [Authorizes levy of special tax not to exceed 5¢ on $100 valuation for forest fire protection and levy of special tax not to exceed 1 1/2¢ on $100 valuation for maintaining a veterans service office. Both levies are in addition to the 15¢ authorized by the Constitution for general purposes.] To Finance.

HB 265 - (Yancey) Introduced by Atkins

"Providing for a board of education for Yancey County and to repeal all Public-Local Laws relating to the board of education of Yancey County." [Appoints to take office April 2, 1951, a new board of education composed of Jobe Thomas, M. W. Bennett, and Clyde Ayers to serve for 2 years. Directs board to appoint a county superintendent of schools to serve from April 2, 1951, to July 1, 1953, or until successor is chosen. On first Monday in April, 1953, and biennially thereafter, board must appoint a county superintendent, subject to approval of State Superintendent of Public Instruction and State Board of Education, to begin 2-year term on July 1. Board must immediately thereafter appoint a 3-member school committee for each district in county to serve for 2 years. Directs county superintendent to call together after 3 days' notice each district committee annually for the selection of teachers at which time superintendent must submit all teacher applications and requirements of each school. District committee must elect by majority vote a principal and teachers for its schools, subject to approval of county board and the superintendent. Makes no change in compensation of superintendent or board members.] To Education.

HB 267 - (Gaston) Introduced by Dellinger

"To amend Section 153-13 of the General Statutes of North Carolina in so far as the same pertains to the compensation of the county commissioners of Gaston County." [Amends G.S. 153-13 relating to compensation of county commissioners to provide following salaries in Gaston County effective March 1, 1951: "chairman and/or vice chairman," $600 annually; other members, $300 annually plus $10 for each special or called meeting attended. No member may receive more than $600 annually, and no travel allowance is provided.] To Salaries and Fees.

HB 269 - (Madison) Introduced by Sams

"To provide for the election of a tax collector in Madison County and to prescribe his salary and duties." [Provides for election in 1952 and biennially thereafter of a county tax collector to be chosen in same manner as are other elective county officers. Present collector or his successor is to serve until elected collector qualifies by posting an approved bond with the county sinking fund commission and by taking a prescribed oath to be filed with the register of deeds. Annual salary is set a $2,100. Commissions and fees formerly provided must be paid into county general fund. Specifies taxes which must be collected and that collector has all powers, authority, and duties imposed by G.S. 105, Subch. II, Art. 27.] To Counties, Cities, and Towns.

HB 270 - (Richmond) Introduced by Pittman

"To create a bird sanctuary within the territorial limits of Rockingham, in Richmond County." [Makes it a misdemeanor punishable by a fine up to $50 or imprisonment up to 30 days to hunt, kill, or trap any birds within the town of Rockingham.] To Wildlife Resources.

HB 272 - (Pasquotank) Introduced by Burfoot

"Regulating the fees in the office of the clerk of the Pasquotank County recorder's court." [Amends Section 15(d) of Ch. 180 of 1907 Public Laws, as amended by Section 3 of Ch. 139 of 1939 Public Laws, to raise the clerk's fee taxable in the bill of costs in criminal actions in the county recorder's court from $1.00 to $2.50; limits clerk to a monthly total of $100 in fees (instead of $50) before the excess is paid to the Elizabeth City Cost Fund.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 34 - Workmen's Compensation increase, as amended in Senate 1/30. Reported favorably.
SB 86 - Officers retirement fund. Received from Senate; sent to Teachers' and State Employees' Retirement.
SB 118 - Tobacco referendum, as amended in Senate 2/2. Passed third reading.
SR 163 - (Joint Resolution) Accepting Camp Lejeune invitation. Received from Senate; passed second and third readings.
SR 164 - (Joint Resolution) Accepting Cherry Point invitation. Received from Senate; passed second and third readings.

HB 69 - Jurisdiction of special judges. Reported favorably.
HB 70 - Jurisdiction of emergency judges. Reported favorably.
HB 147 - Commitment of mental cases. Reported favorably.
HB 157 - Disposition of bank records. Postponed to 2/13.
HB 158 - Bank loan committees. Postponed to 2/13.
HB 167 - Prisoner safety. Reported favorably as to committee substitute; committee substitute adopted to (1) require attendant to be on duty or quartered in or near jail instead of requiring attendant to be on duty and to inspect

all occupied cells at reasonable intervals; (2) prohibit confinement of females for more than 36 hours unless female attendant is on call instead of for more than 24 hours unless matron is on duty; and (3) to eliminate provision giving policemen authority to transport violators of town ordinances to county jail.

HB 197 - Assumption of school bonds. Reported favorably.
HB 226 - Insurance adjusters. Reported favorably; re-referred to Finance.
HR 240 - (Joint Resolution) Camp Lejeune trip. Postponed indefinitely. (See SR 163 above.)
HR 263 - (Joint Resolution) Camp Lejeune trip. Postponed indefinitely. (See SR 163 above.)

LOCAL BILLS

SB 47 - (Montgomery) Witness fees. Reported favorably.
SB 48 - (Montgomery) Juror fees. Reported favorably.
SB 78 - (Johnston) Smithfield police jurisdiction. Received from Senate; sent to Judiciary 2.
SB 82 - (Duplin) Warsaw bird sanctuary. Passed second and third readings.
SB 129 - (Harnett) Erwin traffic regulations. Received from Senate; sent to Counties, Cities, and Towns.
SB 130 - (Harnett) Dunn building sale. Received from Senate; sent to Counties, Cities, and Towns.
SB 131 - (Harnett) Dunn voters registration. Received from Senate; sent to Counties, Cities, and Towns.
SB 138 - (Northampton) Tax foreclosure limitation. Received from Senate; sent to Finance.
SB 139 - (Northampton) Deputy sheriffs. Received from Senate; sent to Counties, Cities, and Towns.
SB 141 - (Graham) Fontana bingo. Received from Senate; sent to Counties, Cities, and Towns.
SB 150 - (Richmond) Sale of publicly-owned lot. Received from Senate; sent to Counties, Cities, and Towns.

HB 161 - (Yancey) Sheriff salary. Reported favorably.
HB 190 - (Robeson) Prepayment discounts. Reported favorably.
HB 220 - (Guilford) County group life insurance. Reported favorably.
HB 231 - (Person) County officials. Reported favorably.
HB 257 - (Alamance) County commissioners pay. Reported favorably.
HB 258 - (Alamance) Officials pay. Reported favorably.

Next session of House: For consideration of local bills only, 10:00 am., Saturday, February 10, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone** 4-2184

BULLETIN NO. 32
Monday, February 12, 1951

Session: Senate -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- SENATE

SR 170 - (Joint Resolution) Introduced by Lowder, Powell, and Leatherman

"Repealing Resolution No. 37, adopted by the General Assembly of 1949, memorializing the Congress of the United States concerning certain proposed constitutional amendments authorizing the United States to negotiate with other nations relating to a world federal government with limited powers adequate to assure peace." [Citing change in world conditions since adoption of 1949 resolution calling on Congress to call convention to propose amendments to U. S. Constitution for purposes indicated in title, repeals cited resolution.] To Interstate and Federal Relations.

SB 171 - Introduced by Leatherman

"To amend the law relating to aid to the blind so as to conform to federal requirements." [Amends G.S. 111-14 to make a certificate signed by an optometrist (if chosen in preference to a physician engaged in treating eye diseases) sufficient compliance with requirements of application for benefit on and after July 1, 1951. Amends G.S. 111-19 to add to list of those disqualified to receive "aid to needy blind" persons who, under N. C. law, are receiving aid for the permanently or totally disabled. Amends G.S. 111-15(5) dealing with eligibility for blind relief, to provide that, effective July 1, 1952, in determining applicant's need, state agency must take into consideration any other income and resources the claimant has, disregarding the first $50 per month of earned income. Amends G.S. 111-6.1, dealing with authorization to Commission for the Blind to set up a "pre-conditioning" center, to change the designation of the center to "rehabilitation center"; does not otherwise alter the authority.] To Institutions for the Blind and Deaf.

SB 175 - Introduced by Jones of Surry

"To amend G.S. 113-102 so as to permit box trapping of rabbits during the open hunting season only." [Effective 30 days after ratification limits box trapping of rabbits, now permitted at any time, to open hunting season only.] To Wildlife.

SB 176 - Introduced by Little

"Amending Senate Bill No. 103 entitled an act to authorize the installation of an elevator in the state capitol and to appropriate sufficient funds therefor." [Amends cited bill to increase the appropriation for a capitol elevator from $7,500 to $12,500.] To Appropriations.

SB 177 - Introduced by Watts

"To provide for a statewide liquor, beer and wine referendum in November, 1951." [Identical with HB 186, digested in House section of Bulletin No. 24, Thursday, February 1, 1951.] To Propositions and Grievances.

LOCAL BILLS INTRODUCED -- SENATE

SB 172 - (Harnett) Introduced by Young

"To create a bird sanctuary within the town of Dunn in Harnett County." [Makes it a misdemeanor punishable by a fine up to $50 or imprisonment up to 30 days to kill, trap, or otherwise take any birds within the corporate limits of Dunn except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, and starlings.] To Wildlife.

SB 173 - (Harnett) Introduced by Young

"To amend Chapter 634 of the Session Laws of 1949 so as to exempt certain agricultural products from ad valorem taxes in Harnett County." [Effective January 1, 1951, exempts sweet potatoes, peanuts, and tobacco from ad valorem taxes in Harnett County for year in which produced and the next succeeding year if products are held by producer or by any purchaser for curing or processing. Owner or possessor of such products does not have to list same for ad valorem taxation.] To Agriculture.

SB 174 - (Harnett) Introduced by Young

"To provide for an election to be held in the town of Dunn in Harnett County to determine whether the city manager form of government shall be retained therein or whether the same shall be abolished." [Calls for an election in Dunn on a Saturday on or before April 14, 1951, to determine whether the city manager form of government shall be retained or whether the town shall be operated under the form of government in effect prior to adoption of city manager form of government in 1950, except as may be modified by 1951 General Assembly. If vote is against retention of the city manager, next succeeding municipal primary and election must be conducted in accordance with law in effect prior to adoption of city manager form of government, and from and after May 31, 1951, town must operate under such former law.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

(Included here is calendar action for Saturday, February 10, when no bulletin was issued.)

PUBLIC BILLS

SB 96 - Prisoner safety. Postponed to 2/15.
SB 97 - Commitment of mental patients. Postponed to 2/15.
SB 111 - CSC probate jurisdiction. Amended to prevent application to pending litigation; passed second and third readings.
SB 140 - Local recreation commissions. Re-referred to Judiciary 1.

HB 145 - Buggs Island commission, as amended in House 2/8. Received from House; sent to Conservation and Development, 2/10.
HB 224 - Aycock Memorial Fund, as amended in House 2/8. Received from House; sent to Education, 2/10.
HR 278 - (Joint Resolution) Memorializing Siler. Received from House; passed second and third readings.

LOCAL BILLS

SB 3 - (Lincoln and Catawba) Superior court terms. Amended to change term of court in Catawba county; passed second and third readings.
SB 147 - (Guilford) Greensboro taxes. Passed third reading.
SB 148 - (Guilford) Greensboro charter amendments. Passed third reading.

HB 106 - (Forsyth) Welfare tax. Passed second reading.

Next session of Senate: 11:00 a.m., Tuesday, February 13, 1951.

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BULLETIN NO. 32
Monday, February 12, 1951

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HR 278 - (Joint Resolution) Introduced by Uzzell and Scott

"Respect to the memory of the Honorable Walter D. Siler." [Expresses appreciation of Walter D. Siler as a citizen and public servant and extends sympathy to his family upon his death on February 11, 1951.] Passed three readings and sent to Senate.

HB 279 - Introduced by Womble, Dawkins, and Fisher of Cumberland

"To regulate the practice of dispensing opticians and providing for the licensing thereof." [Effective July 1, 1951, makes it a misdemeanor punishable by fine up to $200 or imprisonment up to 12 months to practice as a "dispensing optician" without a certificate of registration issued by the North Carolina State Board of Opticians which is hereby established. "Dispensing optician" is defined as one who prepares and dispenses lenses, spectacles, eyeglasses and appurtenances thereto on written prescriptions from physicians or optometrists. Definition also includes duplication of lenses, etc., not done on prescription. Creates board of 5 members appointed by governor from names submitted by N. C. Opticians Association by July 1, 1951. Each member must have engaged in practice of dispensing optician for at least 5 years prior to enactment of this act. Initial terms range from 1 to 5 years with subsequent 5-year terms and pay is set at $10 per day while attending meetings plus $5 daily for expenses and 5¢ per mile for travel. Governor may remove any member for "good cause shown." Board is given power to make rules necessary to carry out its duties, to revoke certificates and licenses, but only after a hearing from which the aggrieved party may appeal to the superior court in his county. Requires persons entering the practice of dispensing optician after July 1, 1951, to pass an examination on listed subjects given by the board. Applicants must be at least 21 years old, must list their training and experience, file a certificate of good moral character signed by 2 reputable citizens of N.C., or if from out of state, signed by any state officer of such state, pay an examination fee of $20 and a certificate fee of $5. Persons licensed in other states which prescribe equal qualifications may be licensed without examination upon payment of same fees. Persons who have practiced for 5 years and have resided in N.C. for 2 years immediately prior to ratification are eligible to receive license without examination upon filing affidavit with board. Board will issue certificate of registration to these persons upon written application and payment of $10 within 6 months after ratification. Beginning in 1952, requires all registered opticians to pay yearly fee of not more than $25 to the state board for its use in performing its duties, and permits board to revoke licenses for nonpayment of dues. Secretary of board is to collect all fees and turn them over to state treasurer for credit to the board; fees to be spent under supervision of budget director exclusively for administration and enforcement of provisions of act. Secretary must file $2000 bond. Prohibits sale or preparation of optical instruments in connection with a prescription by a licensed physician or optometrist except under supervision of a licensed dispensing optician and in a registered optical establishment. Does not prohibit sale of completely assembled spectacles without advice or aid as to selection thereof. Imposes fine of $100 or imprisonment for not more than 12 months upon any person, firm, or corporation purporting to be an optician, licensed optician, optical establishment, optical office, or any combination of such terms unless duly licensed and certified or supervised by a licensed dispensing optician. Does not apply to individual or firm engaged in supplying opthalmic prescriptions and supplies to physicians, optometrists, dispensing opticians or optical scientists. Contains separability clause.] To Judiciary 1.

HB 280 - Introduced by Womble

"For the relief of Mr. Marvin Dunbar for damages to his automobile, incurred when said automobile was run into by a state-owned truck." [Citing facts of accident, authorizes Industrial Commission to investigate claim and pay Dunbar not more than $326.50 for damages to his vehicle.] To Appropriations.

HB 286 - Introduced by Whitmire

"To validate certain mortgage and deed of trust foreclosure sales." [Validates sales of real estate held under powers of sale in mortgages and deeds of trust if properly advertised and sold in county in which real estate concerned is located, despite any provisions in the instruments providing for advertisement or sale in some other county. Does not affect pending litigation.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 281 - (New Hanover) Introduced by Hewlett

"Amending Chapter 779 of the Session Laws of 1949 relating to pensions for employees of the New Hanover County public school system and amending Chapter 385 of the Public-Local Laws of 1921 relating to the method of payment of said pensions." [Amends cited statutes to define "full time employee" as any employee of the school system who is or has been employed on a school term basis, and to change pay periods from January, April, June, and October to each month.] To Teachers' and State Employees' Retirement.

HB 282 - (Craven) Introduced by Hardison

"To fix the salaries of the sheriff, his deputies and clerk, the clerk of the superior court, juvenile court judge, clerk of recorder's court and assistant or deputy clerks of the superior court and recorder's court, and the register of deeds and deputies in Craven County." [County commissioners are to fix monthly salaries of following officials subject to indicated maximum limits: (1) Sheriff, in addition to fees, $375, plus mileage outside county; (2) first deputy sheriff, $250; (3) second deputy sheriff, $225; (4) sheriff's clerk, $125; (5) jailor, to be appointed by sheriff, salary to be set by commissioners; (6) additional deputy sheriffs, to be set by commissioners; (7) CSC for services in principal capacity, as recorder's court clerk, and as juvenile court judge, $375; (8) assistant or deputy CSC, or assistant in lieu of either, $200; (9) assistant clerk of recorder's court, $150; (10) register of deeds, $375; (11) first deputy register, $200; (12) second deputy register, $150. Salaries (1), (2), and (4) effective with month of October, 1950; salaries (7), (8), and (9) effective February 1, 1951; salaries (10), (11), and (12) effective January 1, 1951.] To Salaries and Fees.

HB 283 - (Washington) Introduced by Woolard

"To fix certain fees to be collected by the register of deeds of Washington County." [Fixes fees to be collected by register of deeds for recording written instruments.] To Salaries and Fees.

HB 284 - (Rowan) Introduced by Uzzell and Ramsay

"To amend Chapter 1149 of the Session Laws of 1949, re[illegible] to the salary of the trial justice and the prosecuting attorney for the Rowa[illegible] court." [Amends cited act to raise salary of trial justice from $3600 [illegible] annually and of prosecuting attorney from $3000 to $4000 annually.] T[illegible] and Fees.

HB 285 - (Nash and Edgecombe) Introduced by Williams and Fountain

"To further amend the revised and consolidated charter of the city of Rocky Mount. [Amends city charter to provide for election of 2 aldermen from sixth ward instead of one, for 2-year staggered terms; to require candidates for mayor and alderman to file notice of candidacy with city clerk at least 15 days before date of election; to provide that city policemen need not be residents of the city.] To Counties, Cities, and Towns.

HB 287 - (Caswell) Introduced by Warren

"Regulating the terms of grand juries in Caswell County." [Regulates terms of grand jurors drawn for service in 1951 spring term of court for trial of criminal cases so that from that date and annually thereafter 9 members will be drawn to serve for one year until following spring term and 9 members will be drawn to serve for one year from fall term until following fall term.] To Courts and Judicial Districts.

HOUSE CALENDAR ACTION

(Included herein is calendar action for Saturday, February 10, 1951, when no bulletin was issued.)

PUBLIC BILLS

SB 34 - Workmen's Compensation increase, as amended in Senate 1/30. Passed second and third readings.
SB 114 - Driver literacy, as amended in Senate 2/9. Received from Senate; sent to Roads.
SB 119 - Executing chattel mortgages. Reported favorably.

HB 33 - Deputy tax collectors. Reported favorably as to committee substitute; committee substitute adopted making the provisions applicable only to Anson County.
HB 68 - Hearing non-jury matters. Reported favorably.
HB 69 - Jurisdiction of special judges. Passed second and third readings.
HB 70 - Jurisdiction of emergency judges. Passed second reading.
HB 75 - Judges instructions. Reported unfavorably.
HB 147 - Commitment of mental cases. Postponed to 2/14.
HB 167 - Prisoner safety (Committee substitute 2/9). Postponed to 2/14.
HB 197 - Assumption of school bonds. Passed second reading.
HB 278 - (Joint Resolution) Memorializing Siler. Passed three readings.

LOCAL BILLS

SB 47 - (Montgomery) Witness fees. Passed second and third readings.
SB 48 - (Montgomery) Juror fees. Passed second and third readings.
SB 149 - (Guilford) Repealing Greensboro merger acts. Received from Senate; sent to Counties, Cities, and Towns, 2/10.
SB 153 - (Moore) Superior court terms. Received from Senate; sent to Courts and Judicial Districts, 2/10.

HB 161 - (Yancey) Sheriff salary. Passed second and third readings.
HB 169 - (Wake) Holly Springs charter. Reported favorably.
HB 187 - (Transylvania) Brevard bond proceeds. Reported favorably.
HB 190 - (Robeson) Prepayment discounts. Passed second and third readings.
HB 208 - (Robeson) County law library. Reported favorably as amended; amendment adopted to clarify language of bill.
HB 218 - (New Hanover) Assistant CSC. Reported favorably.
HB 220 - (Guilford) County group life insurance. Passed second and third readings.
HB 223 - (Guilford) County fire protection. Reported favorably.
HB 231 - (Person) County officials. Passed second and third readings.
HB 232 - (Onslow) Appointing constables. Reported favorably.
HB 234 - (Catawba) Catawba municipal elections. Reported favorably.
HB 253 - (Washington) Disposition of delinquent taxes. Reported favorably.
HB 257 - (Alamance) County commissioners pay. Passed second and third readings.
HB 258 - (Alamance) Officials pay. Postponed to 2/14.

Next session of House: 12:00 noon, Tuesday, February 13, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 33
Tuesday, February 13, 1951

Session: Senate -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

SB 178 - (Durham and Wake) Introduced by Sawyer and Bailey

"To amend Chapter 138 of the Public Laws of 1881 entitled 'An act to establish and provide for organizing the county of Durham.'" [Amends portion of act establishing Durham county to redefine by metes and bounds a section of the boundary between Durham and Wake counties.] To Counties, Cities, and Towns.

SB 179 - (Lincoln) Introduced by Leatherman

"To establish a law library for the public officials and courts in Lincoln County." [Effective July 1, 1951, designates chairman of the board of county commissioners, clerk of superior court, and president of county bar association as custodian of all books, supplies, equipment, and furniture of the law library to be owned by the county. Designates clerk of superior court as librarian without compensation to supervise library under rules and regulations as may be prescribed. For the extension, maintenance, and support of library, provides that $1 be taxed as costs in all cases disposed of in superior courts, except cases in which county is to pay all costs, and that mayor of Lincolnton, all justices of the peace, and clerk of recorder's court collect $1 from the defendant in all cases disposed of in their respective courts, except in cases in which county is to pay all costs, to be paid over to the clerk of superior court. Clerk of superior court is to purchase books as may be recommended and agreed upon by chairman of board of commissioners, clerk of superior court, and committee to be appointed annually by county bar association.] To Judiciary 2.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 18 - Voting age. Failed second reading.
SB 31 - Arresting parolees (Senate committee substitute 2/2). Reported favorably as to new committee substitute.
SB 108 - State auditor. Passed second and third readings.
SB 137 - Cemetery trustee sales. Reported favorably.
SB 140 - Local recreation commissions. Reported favorably as to committee substitute.

HB 69 - Jurisdiction of special judges. Received from House; sent to Judiciary 2.
HB 204 - Sunday work. Reported favorably.

LOCAL BILLS

HB 106 - (Forsyth) Welfare tax. Passed third reading.
HB 161 - (Yancey) Sheriff salary. Received from House; sent to Salaries and Fees.
HB 190 - (Robeson) Prepayment discounts. Received from House; sent to Finance.
HB 220 - (Guilford) County group life insurance. Received from House; sent to Counties, Cities, and Towns.
HB 231 - (Person) County officials. Received from House; sent to Salaries and Fees.
HB 257 - (Alamance) County commissioners pay. Received from House; sent to Salaries and Fees.

Next session of Senate: 11:00 a.m., Wednesday, February 14, 1951.

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BULLETIN NO. 33
Tuesday, February 13, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 288 - Introduced by Etheridge

"Fixing per diem compensation for members of the Board of Conservation and Development." [Amends G.S. 113-7 to raise from $5 to $7 the per diem which members of the board may receive for attending meetings and engaging in business of the department.] To Conservation and Development.

HB 293 - Introduced by Brown of Jackson

"To provide for the payment of compensation for injuries sustained and expenses incurred by Lela Moore Hall, Mildred Cabe, Margaret Myers, Leeida Sutton and Leslie Jenkins resulting from the negligent operation of a truck operated by and belonging to the North Carolina State Highway and Public Works Commission." [Citing circumstances of accident, and describing injuries, and expenses of persons involved, authorizes Industrial Commission to investigate the merits of the several claims and to pay proper sum to each person, the total of all payments not to exceed $75,000.] To Appropriations.

HB 296 - Introduced by Bost

"To reduce from one per cent (1%) per month to one-half of one per cent (1/2 of 1%) per month the interest on certain sales tax assessments." [Effective March 1, 1951, amends G.S. 105-170(b), 105-174(b) and (c) to reduce as indicated in title the amount of interest on unpaid sales taxes which may become due for failure to make sales tax return or for intentionally, negligently, or fraudulently paying less than proper amount of sales taxes collected.] To Finance.

HB 297 - Introduced by Barker

"To provide for the exchange of information for departmental purposes between the Departments of Revenue and Motor Vehicles." [Amends G.S. 20-91, restricting the release of information concerning franchise taxes paid by franchise bus carriers and haulers (See HB 299), to permit exchange of information between Departments of Revenue and Motor Vehicles when such information is needed for proper enforcement of laws for which either department is responsible. Amends G.S. 105-269, restricting release of information concerning taxes collected by Department of Revenue, to permit the same exchange of information.] To Roads.

HB 298 - Introduced by Barker

"To amend Chapter 20 of the General Statutes to fix the tax year for the six per cent (6%) gross revenue motor vehicles tax as the period from January 1 through December 31 of each year." [Amends G.S. 20-90 to provide that when a contract carrier or a flat rate common carrier of property becomes a regular common carrier of property (See HB 299) subject to the 6% gross revenue tax at any time during the license renewal period, December 1 to January 31, or when a regular common carrier becomes a contract carrier or a flat rate common carrier not subject to the tax at any time during the same period, the gross revenue for purposes of the 6% tax shall be computed to and from January 1.] To Roads.

HB 299 - Introduced by Barker

"To amend Chapter 20 of the General Statutes to provide that the term 'franchise hauler' wherever it appears in said chapter be changed to 'common carrier of property', and to further provide that the words 'franchise bus carrier' where the same appear in said chapter be changed to 'common carrier of passengers', and to delete references to sections 62-103 to 62-121 wherever they appear in said chapter and to insert in lieu thereof sections 62-121.5 through 62-121.79." [As title indicates; also substitutes "sections 62-121.5 through 62-121.79" for "subsection (k) of section 62-103" in G.S. 20-87(c).] To Public Utilities.

HB 304 - Introduced by Gudger
"To amend G.S. 1-105 pertaining to service upon non-resident drivers of motor vehicles." [Effective July 1, 1951, amends G. S. 1-105 to provide that service of process on a non-resident motorist by service upon Commissioner of Motor Vehicles as his agent shall be conclusively presumed completed 7 days after service upon the Commissioner.] To Judiciary 1.

HB 305 - Introduced by Gudger
"To amend G.S. 97-26 pertaining to liability for medical treatment under the Workmen's Compensation Act." [Effective July 1, 1951. Amends cited section to provide that employer's liability for medical treatment of injuried employee shall be (rather than "shall be limited to") such charges as are fair and reasonable, as well as such charges as prevail in the community for similar treatment where it is paid for by person of employee's standard of living.] To Employment Security.

LOCAL BILLS INTRODUCED -- HOUSE

HB 289 - (Avery) Introduced by Fields
"Relating to the election, compensation and duties of certain officials of Avery County." [Beginning in 1952, requires nomination by each party of candidate for county tax collector who shall be elected at the 1952 general election and quadrennially thereafter. Compensation is set at 2%of all current county taxes collected. Requires tax collector, on first Monday in October, to make settlement with county commissioners for all taxes collected. Commissioners may require collector immediately to turn over to county accountant all delinquent tax receipts and certificates uncollected on above date. Collector must pay premiums on bonds he is required to furnish. Sets compensation for county accountant as both accountant and delinquent tax collector at $3000 annually, which is in lieu of all fees and commissions now provided. County is to pay expenses incurred in collecting delinquent taxes up to 1% of same. Effective December 1, 1950, sets compensation for county commissioners and board of education at $10 per meeting not to exceed 20 meetings yearly. Provides additional $10 per day for each commissioner while sitting as county board of equalization and review.] To Counties, Cities, and Towns.

HB 290 - (Avery) Introduced by Fields
"To amend the charter of the town of Newland in Avery County." [Amends Ch. 275, sec. 4, Private Laws of 1913, to provide that the mayor and aldermen shall be elected biennially, beginning in May, 1951, rather than annually as under present charter.] To Counties, Cities, and Towns.

HB 291 - (Avery) Introduced by Fields
"To amend the charter of the town of Elk Park in Avery County." [Amends Ch. 256, secs. 3 and 4, Private Laws of 1889, to provide that the mayor and aldermen shall be elected biennially, beginning in May, 1951, rather than annually as under present charter, and to provide that the corporate limits of Elk Park shall be the circumference of a circle with a 1/2 mile radius extending from an iron rail which now indicates the center of the town.] To Counties, Cities, and Towns.

HB 292 - (Avery) Introduced by Fields
"To fix the fees of the register of deeds and the clerk of the superior court of Avery County." [Establishes detailed schedules of fees to be charged by register of deeds and clerk of superior court effective July 1, 1951. All fees

not covered in these schedules remain unchanged.] To Salaries and Fees.

HB 294 - (Surry) Introduced by Woltz
"To fix fees to be charged by the register of deeds of Surry County, North Carolina." [Effective April 1, 1951, sets schedule of fees to be charged by register of deeds. All fees not covered remain unchanged.] To Salaries and Fees.

HB 295 - (Nash) Introduced by Williams
"To amend Chapter 205 of the Session Laws of North Carolina 1949, to make section 1-99 of the General Statutes of North Carolina as amended, relating to the publication of summons in civil actions, applicable to Nash County." [Amends Ch. 205, Session Laws of 1949, to include Nash County within provisions of G.S. 1-99 which provides that the newspaper charges for publishing service by publication shall be governed by general law covering legal advertising, G.S. 1-596, which permits newspapers to charge "not to exceed the local commercial rate."] To Courts and Judicial Districts.

HB 300 - (Swain) Introduced by Edwards of Swain
"To repeal Chapter 98 of the Session Laws of 1949, relating to the keeping of bears in captivity in Swain County." [Citing fact that attorney general has ruled that Ch. 98, which makes it a misdemeanor punishable by $100 fine to keep a bear in captivity in Swain and Jackson counties, is unconstitutional, repeals Ch. 98 in so far as it applies to Swain County.] To Wildlife Resources.

HB 301 - (Lee) Introduced by Dalrymple
"Requiring professional bondsmen in Lee County to deposit with the clerk of the superior court the sum of one thousand dollars as evidence of solvency." [Effective July 1, 1951, requires professional bondsmen and other persons furnishing security for the appearance of a defendant or witness in a criminal action to deposit with clerk of superior court $1,000 in cash or certified check. The required deposit is made subject to forfeiture whenever, upon motion of solicitor of any court in county, it is made to appear to satisfaction of clerk that bondsman is bound as principal or surety upon a bond or undertaking upon which a final order of forfeiture has been entered and is still unpaid. Remedies provided herein are in addition to other remedies provided in law.] To Judiciary 2.

HB 302 - (Bladen) Introduced by Clark of Bladen
"To enlarge the territorial jurisdiction of the town of Elizabethtown." [Provides that the town constable and policemen shall have "same authority to make arrests, and to execute criminal process within two miles of the town limits, as is vested by law in a sheriff."] To Counties, Cities, and Towns.

HB 303 - (Moore and Dare) Introduced by Blue
"To amend Article 11 of Chapter 18 of the General Statutes so as to permit the processing into wine of grapes purchased from farmers, where such wine is to be shipped out of the state for further processing." [Amends G.S. 18-128 to permit processing into wine of grapes purchased from farmers in areas of the state where the sale of wine is prohibited, so long as the wine is shipped into another state for further processing to make it potable and persons making wine comply with other federal and state laws governing manufacture and shipment of wine.] To Propositions and Grievances.

HB 306 - (Pitt) Introduced by Worthington
"To amend the charter of the city of Greenville, Pitt County, North Carolina, with respect to the registration and election of candidates seeking office." [Rewrites Chapter 296, Public-Local Laws of 1937, relating to Greenville municipal elections, to provide (1) for election of municipal recorder at time of municipal

election; (2) for nomination and vote for aldermen from city at large instead of by wards, candidate for alderman from each ward receiving highest number of total votes being declared elected from that ward; (3) that candidates for office shall register cnadidacy with clerk 30 days prior to date of election instead of 10 days.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 34 - Workmen's Compensation increase, as amended in Senate 1/30. Recalled from enrolling office; vote by which bill passed third reading reconsidered; amended to make increase inapplicable to injuries occurring prior to effective date; passed third reading.
SB 116 - Advertisement of claims on decedent, as amended in Senate 1/31. Reported favorably.
SB 119 - Executing chattel mortgages. Passed second and third readings.

HB 68 - Hearing non-jury matters. Passed second and third readings.
HB 70 - Jurisdiction of emergency judges. Passed third reading.
HB 76 - Non-suit motions. Reported favorably.
HB 97 - Discharge of mortgages. Reported favorably as amended.
HB 146 - Boarding the aged. Reported favorably.
HB 157 - Disposition of bank records. Passed second and third readings.
HB 158 - Bank loan committees. Passed second and third readings.
HB 192 - Divorce complaint. Reported favorably as amended.
HB 197 - Assumption of school bonds. Passed third reading.
HB 230 - Future interests special proceeding. Reported favorably.

LOCAL BILLS

SB 22 - (Moore) Paying taxis. Reported favorably as amended; amendment adopted making failure to pay taxi fare a misdemeanor only if done with intent to cheat and defraud.
SB 147 - (Guilford) Greensboro taxes. Received from Senate; sent to Counties, Cities, and Towns.
SB 148 - (Guilford) Greensboro charter amendments. Received from Senate; sent to Counties, Cities, and Towns.

HB 159 - (Lenoir) Sunday Law, as amended 2/1. Reported unfavorably. (Provisions of bill are contained in HB 204, which passed House 2/7).
HB 169 - (Wake) Holly Springs charter. Amended to make provision concerning 10-year limitation on contracts involving payment out of appropriations for more than one year inapplicable to contracts for light, water, and other public commodities.
HB 187 - (Transylvania) Brevard bond proceeds. Passed second reading.
HB 208 - (Robeson) County law library, as amended 2/2. Passed second reading.
HB 218 - (New Hanover) Assistant CSC. Passed second and third readings.
HB 223 - (Guilford) County fire protection. Passed second and third readings.
HB 232 - (Onslow) Appointing constables. Passed second and third readings.
HB 234 - (Catawba) Catawba municipal elections. Passed second and third readings.
HB 253 - (Washington) Disposition of delinquent taxes. Passed second and third readings.

Next session of House: 12:00 noon, Wednesday, February 14, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 34
Wednesday, February 14, 1951

Session: Senate -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 180 - Introduced by Young

"To amend Chapter 20 of the General Statutes relating to the color of the motor vehicles operated by members of the State Highway Patrol." [Effective July 1, 1951, adds provision to G.S. 20-190 to require that all motor vehicles furnished highway patrolmen be painted the same color, or combination of colors, and in the same manner; the colors must be of such distinctive nature as to make all highway patrol cars readily recognizable on sight.] To Public Roads.

SB 181 - Introduced by Price

"To reduce from one per cent (1%) per month to one-half of one per cent (1/2 of 1%) per month the interest on certain sales tax assessments." [Identical with HB 296, digested in House section of Bulletin No. 33, Tuesday, February 13, 1951.] To Finance.

SB 183 - Introduced by Allsbrook

"To reduce truck load limits on the highways of the state of North Carolina; to provide punishment and impose penalties for violations thereof." [Reduces from 30,000 to 20,000 pounds the maximum allowable gross weight of a vehicle having 2 axles unless the vehicle is used in connection with a combination consisting of 4 axles or more. Reduces from 44,000 to 40,000 the maximum allowable gross weight of a vehicle or combination of vehicles having 3 axles. Intends to amend G.S. 20-118(i) to reduce from 56,000 to 50,000 the maximum allowable gross weight of a vehicle or combination of vehicles having 4 or more axles. Repeals provision allowing 5% tolerance in all weight categories. Provides that any violation of weight limit provisions shall constitute a misdemeanor punishable by a fine of not more than $100 (now $50) or imprisonment for not more than 60 days (now 30 days), and adds a further penalty of 2¢ for each pound not in excess of 5000 pounds over the statutory limit and 5¢ per pound for each pound of excess weight over 5000. Effective July 1, 1951.] To Public Roads.

SB 184 - Introduced by Johnson

"To amend the Local Governmental Employees' Retirement System Act for the purpose of including therein as members employees of county health departments and city-county health departments." [Effective July 1, 1951, amends G.S. 128-37 to permit county boards of commissioners as to county boards of health or the governing authorities of any county and/or city as to city-county boards of health, to elect that employees of such health departments may be members of the local governmental employees' retirement system.] To Public Health.

LOCAL BILLS INTRODUCED -- SENATE

SB 182 - (Stanly) Introduced by Lowder

"Authorizing the board of commissioners of the city of Albemarle to call an election upon the question of adopting a city manager form of government for the city of Albemarle." [Identical with HB 315 digested in the House section of today's bulletin.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 34 - Workmen's Compensation increase, as amended in Senate 1/30 and House 2/13. Received from House for concurrence in House amendment; concurred.
SB 37 - Judges retirement compensation (Senate committee substitute 1/19). New committee substitute adopted making minor language changes, modifying provisions which permit retirement with 2/3 pay for total disability or physical impairment to require that the disability or impairment be permanent, and providing procedure whereby governor and council of state can determine that judges retired for disability or physical impairment have sufficiently recovered to be removed from retirement list; passed second and third readings.
SB 56 - Unfair trade practices. Reported favorably.
SB 87 - Charitable trust accounts. Reported favorably as amended.
SB 120 - State-municipal road maintenance, as amended in Senate 2/7. Amendments adopted appropriating, in lieu of $5 million, a sum equal to the amount produced during the preceding fiscal year by 1/2 of 1¢ tax on motor fuels (G.S. 105-434 and 105-435) to be allocated annually in cash by October 1, establishing new allocation formula for funds appropriated so as to allocate half on basis of population and half on basis of street mileage, and limiting eligibility for sharing in fund to towns which levy an ad valorem tax or otherwise provide funds to meet their general operating expenses; passed second and third readings.
SB 154 - Insurance adjusters. Reported favorably.

HB 68 - Hearing non-jury matters. Received from House; sent to Judiciary 2.
HB 70 - Jurisdiction of emergency judges. Received from House; sent to Judiciary 2.
HB 157 - Disposition of bank records. Received from House; sent to Banks and Currency.
HB 158 - Bank loan committees. Received from House; sent to Banks and Currency.
HB 197 - Assumption of school bonds. Received from House; sent to Finance.
HB 224 - Aycock Memorial Fund, as amended in House 2/8. Reported favorably.

LOCAL BILLS

SB 158 - (Anson) School districts. Reported favorably.

HB 64 - (Transylvania) School buildings. Reported favorably; placed on calendar; passed second and third readings.
HB 187 - (Transylvania) Brevard bond proceeds. Received from House; sent to Counties, Cities, and Towns.
HB 218 - (New Hanover) Assistant CSC. Received from House; sent to Counties, Cities, and Towns.
HB 223 - (Guilford) County fire protection. Received from House; sent to Counties, Cities, and Towns.
HB 232 - (Onslow) Appointing constables. Received from House; sent to Counties, Cities, and Towns.
HB 234 - (Catawba) Catawba municipal elections. Received from House; sent to Counties, Cities, and Towns.

HB 253 - (Washington) Disposition of delinquent taxes. Received from House; sent to Counties, Cities, and Towns.

BILLS RATIFIED

SB 47 - (Montgomery) Witness fees.
SB 48 - (Montgomery) Juror fees.
SB 82 - (Duplin) Warsaw bird sanctuary.
SB 118 - Tobacco referendum, as amended in Senate 2/2.
SB 119 - Executing chattel mortgages.
SR 163 - (Joint Resolution) Accepting Camp Lejeune invitation.
SR 164 - (Joint Resolution) Accepting Cherry Point invitation.

HB 25 - (Caldwell) Superior court terms, as amended in House 1/25.
HB 28 - (Cleveland) Superior court terms (House committee substitute 1/26.)
HB 57 - (Davidson) Court costs.
HB 92 - (Perquimans) Superior court terms.
HB 106 - (Forsyth) Welfare tax.
HB 117 - (Buncombe) Counsel fee in capital cases.
HB 137 - Eminent domain title.
HB 138 - (Beaufort) Washington city elections.
HB 160 - Notice of personalty sale.
HB 175 - (Swain) Regulating bondsmen, as amended in House 2/2.
HR 278 - (Joint Resolution) Memorializing Siler.

Next session of Senate: 11:00 a.m., Thursday, February 15, 1951.

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BULLETIN NO. 34
Wednesday, February 14, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 312 - Introduced by Williams

"To compensate the parents of the seven children who lost their lives and the parents of the three children who were seriously injured in the Nash County school bus tragedy on October 6, 1949." [Directs State Board of Education to investigate the claims of parents in connection with accident indicated in title, and to pay between $6,000 and $10,000 for each loss of life (with amount paid for each to be the same) and a reasonable sum for each injury. No claim can be paid for child found to have been contributorily negligent.] To Appropriations.

HB 323 - Introduced by Hardison

"To amend section 66-58 of the General Statutes of North Carolina relating to the sale of merchandise by governmental units." [Adds to cited section a provision making it unlawful for state agencies to sell merchandise or operate eating places in state-owned or-leased buildings or to render to the public services ordinarily rendered by private establishments. Does not apply to penal and correctional institutions, Highway Commission eating places, and lunch counters operated by Commission for the Blind. Does not apply to sales by educational institutions of articles used in school work, meals, books, and articles not worth more than 25¢, when sold to staff, students, or guests of institution; nor does it apply to sale of experimental station products, learned journals or books, business operations of educational endowments, and sale of serums and vaccines by State Board of Health. Effective date July 1, 1951.] To Judiciary 1.

HR 325 - (Joint Resolution) Introduced by Umstead

"Authorizing the governor to appoint a commission of seven (7) members to study and investigate conditions alleged to exist in the state prison system and whether or not removal of the state prison system from the State Highway and Public Works Commission will tend to correct any such conditions and report its findings, studies and investigations to the governor and Council of State and the 1953 session of the General Assembly." [Citing problems concerning prison system and need for further study, directs governor to appoint commission by July 1, 1951, three of 7 members to be experienced in penology, to study problems and make reports as indicated in title. Commission is given power to subpoena and swear witnesses and hold in contempt of court those refusing to testify. All expenses, including $7 per diem, travel and subsistance for members, and cost of clerical help, are to be paid from Contingency and Emergency Fund.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- HOUSE

HB 307 - (Cumberland) Introduced by Dawkins and Fisher of Cumberland

"To amend G.S. 7-203 insofar as the same pertains to the selection of a prosecuting attorney for the municipal recorder's court of the city of Fayetteville." [Amends cited statute as it applies to Fayetteville to provide for nomination and election of prosecuting attorney of municipal recorder's court at same time other city officials are nominated and elected.] To Courts and Judicial Districts.

HB 308 - (Scotland) Introduced by Kiser

"To amend G. S. 105-278 so as to authorize horizontal increases or reductions in value of real property in Scotland County in other than quadrennial years." [Amends G. S. 105-278 to give county commissioners power named in title.] To Finance.

HB 309 - (Scotland) Introduced by Kiser

"To amend G. S. 18-26, relating to rewards for the seizure and destruction of whiskey stills in Scotland County." [Amends cited section to provide for taxing the $20 reward in the bill of costs of each person convicted of illicit manufacture of whiskey. After collection, CSC is to pay reward to sheriff, but if costs are not collected within 30 days of conviction, county is to pay reward out of general fund.] To Finance.

HB 310 - (Randolph) Introduced by Ward

"To extend the time for making the quadrennial revaluation and reassessment of real property in Randolph County." [Permits county commissioners to postpone quadrennial revaluation until 1952 or 1953.] To Finance.

HB 311 - (Randolph) Introduced by Ward

"Regulating the salaries and fees of certain officials in Randolph County." [Amends Ch. 561, Session Laws, 1947, to establish indicated salaries for following county officers, effective July 1, 1951: (1) register of deeds, $4200; (2) deputy register of deeds, $2400; (3) clerk of superior court, $3600; (4) deputy clerk, $2400; (5) sheriff, $4500; (6) two law enforcement deputies, $2700. Effective March 1, 1951, authorizes chairman of board of county commissioners to act as part-time manager of county at annual salary of $2400 plus travel expense approved by county commissioners. Amends G. S. 161-10.1 to set 80¢ fee for registering chattel mortgages, statutory form. Amends G. S. 153-180 to permit county commissioners to fix jailer's fee for feeding prisoners at from $1 to $1.50 per day.] To Salaries and Fees.

HB 313 - (Nash) Introduced by Williams

"To amend Chapter 768 of the Laws of 1943, so as to give the recorder's court of Nash County jurisdiction in actions to declare marriages void." [As title indicates.] To Courts and Judicial Districts.

HB 314 - (Washington) Introduced by Woolard

"To provide for the transfer of criminal cases from the recorder's court of Washington County to the superior court when trial by jury is demanded." [Directs recorder to transfer trial of criminal case to superior court of county on demand for trial by jury by defendant or prosecuting attorney, instead of having jury trial under provisions of G. S. 7-204. Requires defendant to execute new bond as fixed by recorder to guarantee appearance at next term of superior court.] To Courts and Judicial Districts.

HB 315 - (Stanly) Introduced by Goodman

"Authorizing the board of commissioners of the city of Albemarle to call an election upon the question of adopting a city manager form of government for the city of Albemarle." [Permits city commissioners to call an election on May 8, 1951, or any subsequent date, to determine whether city manager form of government, as set forth in G. S. 160-338 to 351 and modified in this bill, shall be adopted in city. If approved, mayor and board of commissioners as provided in present city charter will continue to constitute governing board with authority to hire a city manager, who need not be city resident, and to fix his salary. Authorizes commissioners to prescribe powers and duties of manager.] To Counties, Cities, and Towns.

HB 316 - (Madison) Introduced by Sams

"To require the county accountant of Madison County to publish financial statements." [Requires accountant to prepare a complete financial statement of all county financial transactions for each calendar month and post a copy at courthouse door by tenth of following month; within 30 days after January 1 and July 1 each year accountant must publish in a newspaper published in the county a condensed financial statement of county financial transactions for preceding 6 months. Failure to comply with these requirements subjects accountant to indictment for misdemeanor; upon conviction, judge presiding at trial is to remove him from office. Officially designates county auditor or accountant as "county accountant." Effective 30 days after ratification.] To Counties, Cities, and Towns.

HB 317 - (Madison) Introduced by Sams

"To abolish the separate office of tax supervisor in Madison County and to require the county accountant to perform the duties of tax supervisor in said county." [As title indicates. Should accountant fail to perform properly any duties of his office, including those imposed by this bill, he is subject to indictment for a misdemeanor, and, upon conviction, is to be removed from office in addition to any fine or sentence imposed on him. Effective 30 days after ratification.] To Counties, Cities and Towns.

HB 318 - (Madison) Introduced by Sams

"To create a jury commission for the county of Madison." [Creates county jury commission to be composed of 3 electors appointed by resident judge of judicial district to serve for 2-year terms. First appointments are to be made 10 days after ratification of bill; first appointees serve until first Monday in January, 1953; subsequent appointees serve from that date. Vacancies are to be filled by the appointing authority. Per diem compensation and travel allowance of members is to be same as that applicable to members of board of county commissioners. Under its own rules, commission is given complete control over jury boxes and the drawing of both petit and grand jurors; at all times jury box must contain at least 500 names of intelligent citizens of good reputation; commission is to purge box as soon as practicable after appointment. Commission is to meet at courthouse at the times the law requires juries to be drawn for each term of superior court; in drawing jurors commission succeeds to powers and duties vested in county commissioners under general law.] To Courts and Judicial Districts.

HB 319 - (Cumberland) Introduced by Dawkins and Fisher of Cumberland

"Authorizing the board of commissioners of Cumberland County to appoint a total of 16 rural policemen, and fixing their salaries." [As title indicates; salaries are to be fixed between $175.00 and $250.00 per month each.] To Counties, Cities, and Towns.

HB 320 - (Chowan) Introduced by White

"Fixing the salaries of the judge, the solicitor, and the clerk of the Chowan County recorder's court." [Sets monthly salaries as follows: judge, $175; solicitor, $150; and clerk, $150. First payments under this scale are to be made July, 1, 1951, for the preceding month.] To Salaries and Fees.

HB 321 - (Chowan) Introduced by White

"Fixing the salary of the sheriff of Chowan County." [Sets sheriff's monthly salary at $350; first payment under this scale is to be made July 1, 1951, for the preceding month. In addition to salary, commissioners are to pay sheriff on July 1 each year, beginning in 1951, the sum of $1,000 for expenses of travel and maintenance of automobile to be furnished sheriff by county.] To Salaries and Fees.

HB 322 - (Chowan) Introduced by White

"Fixing the compensation of the chairman and members of the board of county commissioners of Chowan County." [For attending each regular, special, or called meeting of board, chairman is to receive $30 and each member $15. Sets monthly salary of clerk to board at $150, the first payment to him under this scale to be made July 1, 1951, for the preceding month.] To Salaries and Fees.

HB 324 - (Gates) Introduced by Askew
"To permit the governing authority of Gates County to elect, in its discretion, to cover its employees under the Local Governmental Employees' Retirement System." [Purpose of bill, as indicated in title, is effected by removing Gates from the list of exempted counties appearing in §9, Ch. 526, Session Laws, 1945, the appropriate enabling legislation. Effective date July 1, 1951.] To Teachers' and State Employees' Retirement.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 94 - Supporting illegitimate children, as amended in Senate 2/6. Withdrawn from Public Welfare; re-referred to Judiciary 2.
SB 108 - State Auditor. Received from Senate; sent to Judiciary 1.
SB 111 - CSC probate jurisdiction, as amended in Senate 2/12. Received from Senate; sent to Judiciary 1.

HB 76 - Non-suit motions. Passed second and third readings.
HB 93 - Labor contracts. Reported unfavorably.
HB 97 - Discharge of mortgages. Amended (1) to make provisions apply to instruments executed prior to effective date of bill only after July 1, 1952, (2) to give persons until that date to file affidavit or make marginal entry provided for in G. S. 45-37(5), (3) to make bill inapplicable to pending litigation; passed second and third readings.
HB 146 - Boarding the aged. Amended to delete provision permitting unexpended appropriations to be carried over to next fiscal year; because of adjournment, no vote was taken on motion to re-refer bill to Appropriations.
HB 226 - Insurance adjusters. Reported favorably.
HB 229 - Repealing anti-closed shop law. Reported unfavorably.
HB 296 - Unpaid sales tax penalty. Reported favorably as amended; amendment adopted to (1) become effective on ratification rather than March 1, 1951, and (2) to make it applicable to 1% assessments now pending before Commissioner of Revenue.
HB 305 - Employer's liability for treatment. Withdrawn from Employment Security; re-referred to Judiciary 1.

LOCAL BILLS

SB 3 - (Lincoln and Catawba) Superior court terms, as amended in Senate 2/12. Received from Senate; sent to Courts and Judicial Districts.
SB 22 - (Moore) Paying taxicabs, as amended 2/13. Passed second and third readings.
SB 138 - (Northampton) Tax foreclosure limitation. Reported favorably.

HB 33 - (Anson) Deputy tax collectors (Committee substitute 2/12). Passed second reading.
HB 169 - (Wake) Holly Springs charter, as amended 2/13. Passed second reading.
HB 187 - (Transylvania) Brevard bond proceeds. Passed third reading 2/13.
HB 208 - (Robeson) County law library, as amended 2/12. Passed third reading.
HB 258 - (Alamance) Officials pay. Amended to make clerk of superior court's salary $5200 instead of $4800 annually; passed second and third readings.
HB 264 - (Pender) Special taxes. Reported favorably.

Next session of House: 11:30 a.m., Thursday, February 15, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 35
Thursday, February 15, 1951

Session: Senate -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 186 - Introduced by Carlyle by request

"To provide for an audio-visual education program in the public schools of the state and to provide for an experimental visual education program in certain state agencies and institutions, and to make appropriations therefor." [Appropriates to State Board of Education $250,000 annually during 1951-53 biennium for support of an audio-visual education program. Directs superintendent of public instruction to employ a well-trained, educationally qualified audio-visual education specialist to supervise the program and to provide him with clerical assistance, supplies, and other necessary expenses. Empowers N. C. Communications Study Commission to develop an experimental program of audio-visual education within state agencies and institutions selected by Commission for 2 years to determine techniques and procedures necessary for installation of a permanent program; appropriates to Commission an additional $50,000 annually during 1951-53 biennium for support of such program. Commission is to report to 1953 General Assembly results of experimental program and recommendations for a permanent program.] To Appropriations.

SB 187 - Introduced by Carlyle

"Relating to the distribution of supreme court reports." [Increases from 7 to 25 the number of copies of the supreme court reports to be distributed hereafter to Wake Forest College at the state's expense.] To Appropriations.

SB 188 - Introduced by Jones of Pitt

"To rewrite Article 19A of Chapter 130 of the General Statutes relating to the prevention of the spread of tuberculosis." [Rewrites entire article. Provides that when any health officer reasonably believes that a person has active or communicable tuberculosis, he must order such person to undergo an examination by a physician qualified in chest diseases, at some state or county sanatorium for tuberculosis, or at a clinic or hospital approved by N. C. State Board of Health. If patient and health officer cannot agree on time and place of examination, health officer must fix reasonable time and place for examination, which includes a chest X-ray, microscopical examinations of sputum, other approved tests. If tests establish existence of tuberculosis, patient must arrange for admission within a reasonable time to a state sanatorium, a county sanatorium, a private hospital, or, in discretion of health officer, be treated at home by a private physician. If immediate admission to institution is impossible, health officer must instruct patient as to precautions necessary to avoid spreading disease; patient must conduct himself accordingly. Health officer must investigate periodically to see if instructions are being carried out in acceptable manner. Failure to submit to examination as ordered, failure to seek admission to institutions where facilities are avilable for treatment, and failure to follow instructions of health officer to protect others are made misdemeanors. Punishment prescribed upon conviction is

imprisonment for 2 years in N. C. Sanatorium prison department, or if defendant is a female, in the hospital section of the woman's division of the state's prison until facilities are provided at N. C. Sanatorium. Court may suspend judgment if convicted person is hospitalized in a county sanatorium and remains there until discharged by its medical superintendent. Medical superintendent of state sanatorium may discharge persons so committed upon filing statement to effect that such person no longer constitutes danger to health of others. Discharges must be reported immediately to person's health officer, to trustees of sanatorium, and to the prison division of SH & PWC. Medical superintendent of N. C. Sanatorium, with consent of commissioner of paroles, may in rare instances, upon finding that person committed to prison division has record of good conduct for at least 60 days, transfer such person to the central sanatorium under care and custody of the medical superintendent. Directs officials in charge of all state and county sanatoria to transfer to the U. S. Veterans Bureau or other appropriate federal agency all inmates, "being soldiers or sailors or other members of the armed forces who have served at any time in any branch of the military or naval forces of the United States."] To Public Health.

SB 189 - Introduced by Jones of Pitt

"To amend G.S. 130-190 relating to immunization of children against diphtheria." [Strikes from G.S. 130-190 the requirement that the parent or guardian of any child between the ages of 1 and 5 years, who has not been previously immunized against diphtheria, shall have administered to such child an immunizing dose of an approved prophylactic diphtheria agent. Does not affect provision which requires parent or guardian of a child between the ages of 6 and 12 months to have such child inoculated against diphtheria.] To Public Health.

SB 190 - Introduced by Jones of Pitt

"To permit the secretary and state health officer of the North Carolina State Board of Health to fix a time and place of public hearing upon the question of the creation or the dissolution of sanitary districts and to validate previous official acts in relation thereto." [Amends G.S. 130-35 and G.S. 130-57.1 to permit the secretary of the board of health (also known as state health officer) to set the time and place for public hearings on the question of the creation or dissolution of sanitary districts after giving required notice through publication in a newspaper generally circulated in the proposed or present district. Validates all prior action of county commissioners and state board of health taken to create or dissolve sanitary districts; validates all elections held for purpose of authorizing bond issues in any district established by virtue of purported authority of county commissioners or State Board of Health; validates issue and sale of all such bonds.] To Public Health.

LOCAL BILLS INTRODUCED -- SENATE

SB 185 - (Forsyth) Introduced by Carlyle

"Authorizing the board of commissioners of Forsyth County to provide a building or buildings for the county farm agent and other agricultural agencies of Forsyth County and the levying of a special tax therefor." [Authorizes county commissioners to provide a building or buildings and necessary equipment for county farm agent and other county agricultural agencies. For this purpose, commissioners are empowered (1) to erect buildings on any county property, (2) to repair or add to existing buildings, (3) to purchase real estate and build thereon, (4) to purchase buildings and improve or add to them, (5) rent or lease buildings, and (6) to acquire personal property. Declaring purpose of providing buildings for county agricultural agencies as a public purpose and necessary expense, authorizes county to appropriate necessary funds for buildings and to levy annual taxes for maintenance and upkeep in addition to any tax authorized by statute and rates allowed by state Constitution. If commissioners later determine property acquired for agricultural

agencies is not needed or is inadequate, property may be sold at public sale after posting notice for 30 days at county courthouse door and publishing notice in a regularly published county newspaper once a week for 4 successive weeks preceding date of sale.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 27 - Strength of concrete blocks. Reported unfavorably.
SB 31 - Arresting parolees (Senate committee substitute 2/2). New committee substitute adopted to make it clear that no additional parole supervisors are authorized by bill. Governor is to designate the special parole supervisors and to issue orders for the return to prison of parolees arrested by such supervisors; passed second and third readings.
SB 56 - Unfair trade practices. Passed second and third readings.
SB 87 - Charitable trust accounts. Removed from calendar; re-referred to Judiciary 1.
SB 96 - Prisoner safety. Committee substitute and amendment thereto adopted to allow confinement in jail when an attendant is quartered in or near the building in which jail is located as well as when an attendant is on duty; to delete provision requiring attendant to inspect at reasonable intervals; to delete provision prohibiting confinement of females for more than 36 hours without the services of a female attendant; and to delete provision giving police officers jurisdiction beyond town limits for sole purpose of transporting to and from county jail persons arrested for violation of town ordinances; passed second reading.
SB 97 - Commitment of mental patients. Passed second and third readings.
SB 137 - Cemetery trustee sales. Passed second and third readings.
SB 140 - Local recreation commissions. Committee substitute adopted to make it clear that ex-officio members, if appointed, represent governmental units; passed second and third readings.
SB 154 - Insurance adjusters. Amended to prevent application of fee requirements to attorneys-at-law; passed second reading.

HB 68 - Hearing non-jury matters. Reported favorably.
HB 69 - Jurisdiction of special judges. Reported favorably.
HB 76 - Non-suit motions. Received from House; sent to Judiciary 2.
HB 204 - Sunday work. Passed second and third readings.
HB 224 - Aycock Memorial Fund, as amended in House 2/8. Passed second and third readings.

LOCAL BILLS

SB 22 - (Moore) Paying taxicabs, as amended in House 2/13. Received from House for concurrence in House amendment; concurred.
SB 158 - (Anson) School districts. Passed second reading.
SB 179 - (Lincoln) Law library. Reported favorably.

HB 190 - (Robeson) Prepayment discounts. Reported favorably.

Next session of Senate: 10:00 a.m., Friday, February 16, 1951.

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BULLETIN NO. 35
Thursday, February 15, 1951

Session: House -- 11:30 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 329 - Introduced by Sams

"To amend Chapter 130 of the General Statutes of North Carolina relating to vital statistics laws." [Amends (1) G. S. 130-78 to require midwives to sign on certificates of birth and death for stillborn children as attendant though they are not permitted to sign the medical certificate of cause of death; (2) G. S. 130-80 to delete authority of registrar to make out a certificate of death where there was no medical attendance and there is no local health officer and to require registrar to refer such cases to coroner for investigation and certification; (3) G. S. 130-99 to provide that registrar must not transmit copy of birth certificate of child born out of wedlock to county register of deeds; (4) G. S. 130-102 to provide that certified copies of birth certificates furnished by state registrar must contain city and county of birth instead of state of birth and that provisions of the section are not to apply to birth certificates of adopted children. Effective July 1, 1951.] To Health.

HB 330 - Introduced by Sams

"To amend Chapter 48 of the General Statutes of North Carolina relating to birth certificates for adopted children." [Amends (1) G. S. 48-29(a) to provide that when adoptive parents reside in another state at time of adoption, new birth certificate must show city and county of actual birth of child; (2) G. S. 48-29(b) to provide that certified copies of birth certificates of adopted children must show city and county of birth shown on adoptive birth certificate instead of state of birth, and to require issuance of copies of adoptive birth certificates on request of adoptive parents or the child; (3) G. S. 48-29(c) to stop issuance of copies of adoptive birth certificates to county register of deeds and to permit issuance of certified copies of such certificates only by State Board of Health; does not affect issuance of copies of certificates now on file with county registers of deeds. Effective July 1, 1951.] To Health.

HB 331 - Introduced by Gudger and others

"To amend Chapter 20 of the General Statutes so as to impose an additional gallonage tax on motor fuels, to allocate a portion of gallonage tax receipts to a Municipal Street Fund, to amend Chapter 136 of the General Statutes with respect to the responsibility of the State Highway and Public Works Commission for the maintenance of roads and streets and to provide for the distribution of said municipal street funds all subject to a vote of the people of the state." [Submits to the people in an election to be called by the governor on or before July 1, 1951, question whether 1¢ per gallon of all taxes levied on motor fuels should be allocated to a Municipal Street Fund for distribution to municipalities for use on streets. If approved, proceeds of 1¢ per gallon of taxes levied by G. S. 105-434, 435, and 436 are to be deposited in Municipal Street Fund for distribution each June to eligible municipalities on following basis: (1) 1/2 on basis of population of all eligible municipalities according to latest federal census; (2) 1/2 on basis of total mileage of streets not forming part of state primary or secondary highway systems in eligible municipalities. "Eligible municipality" must (1) have population of 1250 or more, (2) have elected municipal officers during 4 years prior to annual distribution of funds, (3) currently be imposing ad valorem tax for general expenses of municipality, (4) furnish on or before each May 30 certified total mileage of streets within corporate limits not forming part of state primary or secondary systems, as prescribed by SH & PWC. Municipalities less than 1250 in population may

choose to participate in Fund by notifying Chairman, SH & PWC, prior to January 1, 1952. Funds distributed may be used for maintaining, repairing, constructing, reconstructing or widening of streets, including bridges, curb and gutter, and drainage, and for meeting municipality's share of street assessments for such purposes. Participating municipalities must keep separate account of state funds and file statement with Chairman SH & PWC before August 1 each year showing detailed expenditure of funds. Makes members of governing body and employees personally liable for misuse of funds. Permits municipalities to contract with SH & PWC for performance of street work Rewrites G. S. 136-37 to direct SH & PWC to assume full and exclusive responsibility on January 1, 1952, for (1) all roads and streets in municipalities with population of 1250 or less which do not choose to participate in Fund; (2) all roads and streets constituting extensions of or connecting links in the primary or secondary highway systems within municipalities participating in Fund, except that these municipalities may be required to provide up to 1/3 of cost of right-of-way for new streets. Small municipalities for whom SH & PWC assumes complete control of streets are to retain police power over streets, including underground facilities, illumination, cleaning, traffic and parking regulations. Increases gallonage tax imposed by G. S. 105-434 and 435 (now 7¢) by 7 mills.] To Roads.

LOCAL BILLS INTRODUCED -- HOUSE

HB 326 - (Forsyth) Introduced by Blackwell, Gobble, and King

"Relating to the letting of contracts and the purchase of motor vehicles by the city of Winston-Salem." [Modifies G. S. 143-129, which prescribes the advertisement and contract procedures for municipal contracts, as it applies to Winston-Salem as follows: (1) Makes section apply to contracts estimated at $2,000 or more rather than to those estimated at $1,000 or more. (2) Amends statute's mandatory provision as to a 2% deposit by bidders and as to the furnishing of a faithful performance bond by one awarded a contract to make it discretionary with city governing body. (3) Makes section inapplicable to city's purchases of motor vehicles when a city-owned vehicle is traded in as part of purchase price.] To Counties, Cities, and Towns.

HB 327 - (Bladen) Introduced by Clark of Bladen

"Requiring all candidates for the office of mayor of the town of Elizabethtown and all candidates for the office of commissioners of the town of Elizabethtown to file notice of their candidacy." [Requires candidates for offices named in title to file notice of candidacy with town clerk by noon on first Monday in April in regular municipal election years, candidates for mayor paying a $2 fee and those for commissioner paying $1 to be deposited in town general fund. On the following day town clerk is to post at his office a notice of all candidates who have filed and certify the same to the mayor for entry on governing body's minute book. Within 4 days after receiving certificate mayor is to call meeting of town commissioners to certify the nominees and to provide for printing ballots (form for which is prescribed in bill). Persons not thus certified are ineligible to become candidates. Ballots in a number at least 1 1/4 times number of registered voters are to be printed and distributed before election day at town expense. The 3 candidates for town commissioner receiving highest number of votes are to be declared elected.] To Counties, Cities, and Towns.

HB 328 - (Caswell) Introduced by Warren

"To tax and regulate professional bondsmen and others in Caswell County." [Effective date April 1, 1951. Defines professional bondsman as individual, group, or corporation who, for profit, executes in 1 calendar year more than 4 bonds for release of person or property from custody of law or recognizances. To engage in such business bondsman must purchase annual $50 license, after filing schedule of financial condition with CSC for his approval. If condition is found inadequate CSC is to require bondsman to deposit security deemed sufficient. By fifth of each

month licensee must file with CSC a sworn report of all bonds written in preceding month showing name of bonded person, offense charged, amount of bond, and amount charged. Makes it illegal for bondsmen: (1) to solicit business through an attorney, court official, or law enforcement officer; (2) to solicit business directly or through another in a jail, courthouse, or other governmental building; or (3) to charge more than 10% of penalty on first $200 and 5% on excess over $200 of any bond--a minimum charge of $5 is allowed. Makes it illegal: (1) for any bondsman, court official, or law enforcement officer to recommend to an incarcerated or bailed person any particular attorney or law firm or to advise him on law or court procedure; (2) for any law enforcement officer, jailer, assistant jailer, or their wives to become bail for any prisoner for money or property, to become bail as agent for professional bondsman, or to recommend any particular professional bondsman; (3) for any attorney, court official, or law enforcement officer to accept any pay or gratuity from professional bondsman for any service rendered, directly or indirectly, to the bondsman, except legal fees and fees for legal services. Upon conviction of any offenses listed bondsman is to have license suspended for 2-year period. Superior court judges and judges of inferior courts in county (except JPs) are empowered to investigate violations and, after hearing, revoke licenses upon satisfactory proof. Appeal lies from revocation by inferior court judge to superior court. Once revoked, license cannot be reissued for 2-year period.] To Counties, Cities, and Towns.

HB 332 - (Robeson) Introduced by Regan and Floyd

"To create bird sanctuaries within the city of Lumberton and within the towns of Fairmont, St. Pauls, Parkton, Lumber Bridge, Red Springs, Maxton, Rowland, and Pembroke." [Makes it a misdemeanor punishable by fine up to $50 and imprisonment up to 30 days to kill, trap, or otherwise take any birds within the corporate limits of the city and towns named in title, except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, and starlings.] To Propositions and Grievances.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 10 - CSC bail power. Reported favorably.
SB 37 - Judges retirement compensation (Senate committee substitute 2/14). Received from Senate; sent to Courts and Judicial Districts.
SB 41 - Military jury exemptions. Reported favorably.
SB 76 - Pauper appeals. Reported favorably.
SB 88 - Alternate jurors, as amended in Senate 2/2. Reported favorably.
SB 112 - Suability of charitable organizations. Reported favorably.

HB 66 - Assistant to chief justice. Reported favorably.
HB 71 - Execution of prisoners. Reported favorably.
HB 86 - Transmitting death sentences. Reported favorably.
HB 111 - JP bonds. Reported favorably as amended.
HB 146 - Boarding the aged, as amended in House 2/14. Motion to re-refer to Appropriations committee withdrawn; passed second and third readings.
HB 147 - Commitment of mental cases. Passed second and third readings.
HB 167 - Prisoner safety (House committee substitute 2/9). Amendment adopted striking out requirement that female attendant be on call for any female prisoner confined over 36 hours. Passed second and third readings.
HB 192 - Divorce complaint. Amendment adopted making provisions inapplicable to pending litigation. Postponed to 2/20.
HB 207 - CSC financial reports. Reported favorably.
HB 213 - Enforcing foreign judgments. Reported unfavorably.
HB 214 - Photographic copies as evidence. Reported favorably.

HB 226 - Insurance adjusters. Postponed to 2/20.
HB 247 - Transporting animal carcasses. Withdrawn from Agriculture, re-referred to Judiciary 1.

LOCAL BILLS

SB 138 - (Northampton) Tax foreclosure limitation. Passed second and third readings.
SB 153 - (Moore) Superior court terms. Reported favorably.

HB 18 - (Granville) Public drunkenness. Reported favorably.
HB 33 - (Anson) Deputy tax collectors (House committee substitute 2/12). Amendment adopted making section 2 of the bill relating to levy and sale of personal property for taxes by deputy tax collector and peace officer applicable to Wake County and the municipalities therein. Placed on calendar for second reading.
HB 128 - (Martin) Recorders court jury trial. Reported favorably.
HB 135 - (Rockingham) Reidsville court officials salaries. Reported favorably.
HB 141 - (Gates) Inferior court jury trial. Reported favorably.
HB 144 - (Richmond) Hamlet traffic bureau. Reported favorably.
HB 169 - (Wake) Holly Springs charter, as amended in House 2/13. Passed third reading.
HB 202 - (Cabarrus) Superior court terms. Reported favorably.
HB 246 - (Duplin) County officials. Reported favorably as amended.
HB 255 - (Caswell) Superior court terms. Reported favorably.
HB 264 - (Pender) Special taxes. Passed second and third readings.
HB 267 - (Gaston) County commissioners pay. Reported favorably.
HB 272 - (Pasquotank) Recorder court fees. Reported favorably.
HB 282 - (Craven) County officials pay. Reported favorably.
HB 283 - (Washington) Register of deeds fees. Reported favorably.
HB 284 - (Rowan) County court salaries. Reported favorably.
HB 287 - (Caswell) Grand jurors terms. Reported favorably.
HB 294 - (Surry) Register of deeds fees. Reported favorably.
HB 301 - (Lee) Professional bondsmen. Reported favorably.
HB 303 - (Moore and Dare) Manufacturing wine. Reported favorably.
HB 311 - (Randolph) Officials pay. Reported favorably.
HB 320 - (Chowan) Officials pay. Reported favorably.
HB 321 - (Chowan) Sheriff pay. Reported favorably.
HB 322 - (Chowan) County commissioners pay. Reported favorably.

Next session of House: 11:30 a.m., Friday, February 16, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 36
Friday, February 16, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 195 - Introduced by Jones of Pitt

"To authorize the North Carolina State Board of Health to give the name of George Marion Cooper Memorial Building to any future office building that may be erected for said board." [As title indicates.] Passed three readings and sent to the House.

SB 196 - Introduced by Dorsett and others

"To amend G.S. 2-1, relating to the duties of the clerks of the superior courts." [Amends cited section to permit CSC in exercise of his probate jurisdiction to sign his name as "clerk superior court, ex officio judge of probate."] To Judiciary 2.

SB 197 - Introduced by Watts

"To provide for the issuance of official license plates and to fix a fee for said plates." [Effective July 1, 1951, rewrites G.S. 20-81 to authorize Commissioner of Motor Vehicles to issue automobile license plates numbered 1 through 200 to state officials at the usual fees, except that those applying for plates bearing numbers 5 through 200 must pay additional fee of $50. State officials are not required to buy these plates. Plate 1 is designated for the governor, plate 2 for the lieutenant governor, plate 3 for the chief justice, and plate 4 for the speaker of the House.] To Public Roads.

SB 198 - Introduced by Watts and others

"Relating to the appointment of assistant clerks of the superior court in the several counties." [Effective July 1, 1951, removes language in G.S. 2-10 restricting the number of assistant clerks to one and substitutes therefor a provision allowing one assistant in counties whose population is less than 25,000, two in counties with population between 25,000 and 50,000, three in counties with population between 50,000 and 80,000, and 4 in counties with population of 80,000 and over. The language of G.S. 2-10 is amended accordingly.] To Judiciary 2.

SB 199 - Introduced by Price

"To amend sections 153-102 and 160-389 of the General Statutes, thereby extending the time within which bonds authorized by counties and municipalities may be issued." [Provides that bonds of a county or municipality authorized by an order which took effect prior to July 1, 1950, which have not been issued prior to July 1, 1951, may be issued at any time prior to July 1, 1953, unless the order has been repealed, and provides that bond anticipation notes issued in anticipation of the sale of such bonds may be paid at any time prior to June 30, 1953.] To Finance.

SB 200 - Introduced by Price

"To amend sections 160-390 and 160-391 (being portions of the Municipal Finance Act), and section 153-103 (being a portion of the County Finance Act) of the General Statutes, to provide for the issuance of bonds of an issue at one time or from time to time in series." [Clarifies language of cited sections of the County and Municipal Finance Acts so as to indicate specifically (1) that bonds of a particular issue may be issued in series and (2) that when bonds of a particular issue are issued in series, the first installment of any series issued subsequent to the first series must mature within 3 years of the date of such subsequent series and may mature more than 3 years after the date of the first series. Applies specifically to an issue of bonds heretofore authorized even if part of such bonds have already been issued.] To Finance.

SB 202 - Introduced by Carruthers and others

"To amend Chapter 96, General Statutes of North Carolina, 1943, as amended, known as the Employment Security Law, to provide for clarification of the definition of an employing unit and to extend the time within which an employer may protest his rate of contributions." [Amends G. S. 96-8(e), which defines "employing unit", to provide that each individual employed to perform or assist in the work of any agent or employee of an employing unit is deemed to be employed by such employing unit, subject to other unchanged provisions of the Section, "unless such agent or employee is an employer subject to the tax imposed by the Federal Unemployment Tax Act." Amends G. S. 96-9(c)(3) to extend the time within which an employer may protest his rate of contributions from "within thirty days after the effective date of such rates" to "prior to May first following the effective date of such rates."] To Employment Security.

LOCAL BILLS INTRODUCED -- SENATE

SB 191 - (Wake) Introduced by Bailey

"To provide for the compensation of election officials for their services in connection with municipal elections of the city of Raleigh." [Amends Raleigh charter to require city to pay its election registrars and judges an amount fixed by the Wake County Board of Elections not to exceed \$6 (instead of \$5) per day for registrars for Saturdays spent registering voters and not to exceed \$12 (instead of \$5) for their services on election day; and not to exceed \$12 (instead of \$5) per day for judges for services on election day and not to exceed \$6 per day (instead of \$5) for services on any other day. County election board may allow registrars and judges compensation not exceeding \$6 per day (instead of one day's pay) for attending meeting of board of canvassers. In event new registration is ordered, county board may fix fee city must pay each registrar as additional compensation at 3¢ for each name registered.] To Election Laws.

SB 192 - (Wake) Introduced by Bailey

"To provide for the transfer of case from the recorder's court of White Oak, Buckhorn, Cedar Fork and Leesville Townships to the superior court when jury trials are requested." [Provides that upon demand for jury trial by defendant or prosecuting attorney recorder shall, unless there has been a preliminary examination or such examination has been waived, determine whether there is probable cause for holding the prisoner; and if so, he must transfer the case to the Wake County superior court, requiring the defendant to execute a new bond for his appearance. Jurisdiction of superior court is to be same as in cases of appeal from recorder's court in misdemeanors.] To Judiciary 1.

SB 193 - (Wake) Introduced by Bailey

"To permit and allow the clerk of the town of Apex to pay all past and future accumulated unpaid witness fees into the general fund of the town of Apex after said witness fees have remained unpaid and uncalled for for a period of sixty days." [As title indicates. Fees are those derived from trial of cases in recorder's court for White Oak, Buckhorn, Cedar Fork, and Leesville Townships. Town clerk is to make report of accumulated unpaid fees to Apex commissioners every 60 days.] To Counties, Cities, and Towns.

SB 194 - (Wake) Introduced by Bailey

"To authorize and empower the chief of police of the town of Apex to accept affidavits and bonds." [Authorizes Apex police chief to take affidavits in connection with criminal warrants sworn out in recorder's court for White Oak, Buckhorn, Cedar Fork, and Leesville Townships, and to take appearance and recognizance bonds from persons complying with N. C. laws for appearance in any court in Wake County.] To Counties, Cities, and Towns.

SB 201 - (Surry) Introduced by Jones of Surry

"To provide for the selection of a grand jury for Surry County." [Provides that at the first term of criminal court after July 1, 1951, a grand jury is to be chosen with the first 9 members to serve for 1 year and the second 9 members for 6 months; thereafter 9 members are to be chosen for 1-year terms at the first term of criminal court after January 1 and after July 1 of each year. Authorizes judge presiding over any criminal or civil term to discharge the grand jury in his discretion and cause new grand jury to be drawn in the manner now provided for drawing a special venire; the first 9 jurors so drawn are to serve during the unexpired term of the 9 discharged jurors whose term expires first and the last 9 jurors so drawn are to serve during the unexpired term of the discharged jurors whose term expires last.] To Courts and Judicial Districts.

SB 203 - (Sampson) Introduced by Johnson

"To extend the authority of the police officers of the town of Clinton for a distance of two miles beyond the town limits." [Extends present authority of Clinton police officers to make arrests and execute criminal process to all the area lying within 2 miles of the present corporate limits.] To Judiciary 1.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 75 - Worthless checks. Reported favorably as to committee substitute.
SB 96 - Prisoner safety (Senate committee substitute 2/15), as amended in Senate 2/15. Postponed to 2/20.
SB 154 - Insurance adjusters, as amended in Senate 2/15. Passed third reading.
SB 171 - Blind aid. Reported favorably.
SB 195 - Cooper building. Passed three readings.

HB 68 - Hearing non-jury matters. Passed second and third readings.
HB 69 - Jurisdiction of special judges. Passed second and third readings.
HB 97 - Discharge of mortgages, as amended in House 2/14. Received from House; sent to Judiciary 2.
HB 147 - Commitment of mental cases. Received from House; sent to Public Welfare.

LOCAL BILLS

SB 158 - (Anson) School districts. Passed third reading.
SB 172 - (Harnett) Dunn bird sanctuary. Reported favorably.
SB 179 - (Lincoln) Law library. Passed second reading; postponed to 2/19.

HB 131 - (Pamlico) Oriental bird sanctuary. Reported favorably.
HB 190 - (Robeson) Prepayment discounts. Passed second and third readings.
HB 191 - (Duplin) Wallace bird sanctuary. Reported favorably.
HB 208 - (Robeson) County law library, as amended in House 2/12. Received from House; sent to Counties, Cities, and Towns.
HB 258 - (Alamance) Officials pay, as amended in House 2/14. Received from House; sent to Salaries and Fees.

BILLS RATIFIED

SB 22 - (Moore) Paying taxicabs, as amended in House 2/13.
SB 34 - Workmen's Compensation increase, as amended in Senate 1/30 and House 2/13.
SB 138 - (Northampton) Tax foreclosure limitation.

HB 64 - (Transylvania) School buildings.
HB 204 - Sunday work.
HB 224 - Aycock Memorial Fund, as amended in House 2/8.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, February 17, 1951.

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BULLETIN NO. 36
Friday, February 16, 1951

Session: House -- 11:30 a. m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 333 - Introduced by Pritchett

"To amend Chapter 96, General Statutes of North Carolina, 1943, as amended, known as the Employment Security Law, to provide for clarification of the definition of an employing unit and to extend the time within which an employer may protest his rate of contributions." [Identical with SB 202 digested in the Senate section of today's bulletin.] To Employment Security.

HB 342 - Introduced by King

"To relieve taxpayers by reducing all state taxes ten percent across the board." [Effective July 1, 1951. After citing heavy tax burden and expected increase in revenue due to federal defense spending, amends entire Revenue Act (G.S. 105-1 through 105-270) so as to reduce by 10% all taxes and fees levied therein or by any other law levying taxes for state purposes.] To Finance.

LOCAL BILLS INTRODUCED -- HOUSE

HB 334 - (Dare) Introduced by Etheridge

"To authorize the board of commissioners for the town of Manteo to make appropriations for advertising and promotion from non-tax funds." [Permits appropriation of up to $500 annually from non-tax funds for advertising the town. Ratifies such appropriations heretofore made.] To Counties, Cities, and Towns.

HB 335 - (Iredell) Introduced by Pope

"To extend the planning and zoning powers of the town of Mooresville and its governing body to the territory beyond and surrounding the corporate limits of the town of Mooresville for a distance of one mile in all directions." [Authorizes town governing body to exercise planning and zoning powers granted by charter and general laws in territory extending 1 mile from corporate limits in all directions. Membership of board appointed to recommend zoning ordinances for territory outside limits is to include 5 members from the town and 4 members from affected area outside the town. No ordinance is to be adopted without holding public hearing. Once ordinance is adopted, no construction or alteration of buildings is to be begun in 1-mile area unless permit is obtained, without charge, from town building inspector.] To Counties, Cities, and Towns.

HB 336 - (Cherokee) Introduced by Duncan

"To fix the compensation of certain officials of Cherokee County." [Sets indicated annual salaries for following county officials: (1) sheriff, $5000, effective Dec. 5, 1950, plus fees allowed by law; (2) additional deputy sheriffs to be appointed by sheriff, $1500 each, effective March 1, 1951; (3) auditor's clerk, to be appointed by county commissioners in their discretion, from $1500 to $1800 as fixed by commissioners: (4) register of deeds, $3400, plus $1800 for clerical assistance, effective Feb. 1, 1951; fees collected by register are to be turned in to county general fund and he is to continue to perform extra tax services and other duties assigned by commissioners. Effective Jan. 1, 1951, chairman of board of county commissioners is to receive $35 per day for attending commissioners meetings, each other commissioner $20 per day.] To Salaries and Fees.

HB 337 - (Cherokee) Introduced by Duncan

"To provide for the election of the members of the board of trustees of the Andrews School District in Cherokee County." [Provides for the biennial election of six trustees named in title, beginning with the general election for county officers in 1952. Any qualified elector residing in district may become a candidate by filing 30 day notice with election board. The 2 candidates receiving the highest number of votes in the Marble precinct and the 4 receiving the highest number of votes in the district's other precincts, would be elected trustees. Election expenses are to be paid by county election board which will be reimbursed by school district out of its special tax fund. Elections would be held and votes canvasses in same manner as in general election. State Board of Education is to fill all vacancies and will appoint trustee to fill term of any person elected who fails to present himself on first Monday of December following election for induction.] To Education.

HB 338 - (Cherokee) Introduced by Duncan

"To provide for the appointment of trustees for the Andrews School District." [Repeals Ch. 772, Session Laws of 1949, appointing 6-member board of trustees for 4-year term effective April, 1949, and appoints Frank Wilhide, W. C. McKeldrey, Harold Jenkins, James H. Bryson, Mrs. G. W. Cover, and Dr. C. W. Van Gorder as trustees for term beginning first Monday in April, 1951, and ending first Monday in December, 1952. Strikes from Ch. 1172, Session Laws of 1949, section appointing 2 trustees of district for 2-year terms. Vacancies are to be filled by State Board of Education.] To Education.

HB 339 - (Beaufort) Introduced by Rodman

"To exempt certain volunteer firemen in Beaufort County from jury duty." [Effective July 1, 1951, exempts from jury duty all active volunteer firemen in Washington, Belhaven, and Aurora who are in good standing. On Jan. 1 and July 1 each year fire chief of each town is to file list of firemen to be exempted with clerk of superior court who is to excuse such persons prior to convening of term of court for which they are called to serve as jurors.] To Courts and Judicial Districts.

HB 340 - (Tyrrell) Introduced by Combs

"To repeal Chapter 208 of the Session Laws of 1943 and making G. S. 115-353 of the School Machinery Act applicable to Tyrrell County." [Repeals cited 1943 act which authorized county board of education, as an emergency measure, to employ school superintendent not meeting educational requirements of general law. Makes county subject to general law requirements for such official set out in G. S. 115-353. Incumbent is not to be disqualified to hold position until July 1, 1951.] To Education.

HB 341 - (Alamance and Orange) Introduced by Long by request

"To amend the charter of the town of Mebane." [Subject to approval of the voters in an election to be held April 3, 1951, (1) divides town into 4 wards delineated by the quarters formed by the intersection of 4th Street and the Southern Railroad tracks; (2) effective with May, 1951, election, provides for a 5-man board of commissioners, one elected from each ward by voters thereof and one elected at large by all voters of town; (3) requires candidates for mayor and commissioner to file notice of candidacy with town clerk at least 30 days prior to election and pay $5 filing fee; and (4) sets terms of mayor and commissioners at 2 years.] To Counties, Cities, and Towns.

HB 343 - (Person) Introduced by Satterfield

"To provide for the nomination and election of the judge and prosecuting attorney of the Person County criminal court and to fix their salaries." [Incumbents of named offices are to serve until next regular election for county officers at which time successors are to be elected for 2-year terms from nominees selected in next primary; persons elected take office on first Monday in December following election; vacancies for unexpired terms are to be filled by county commissioners. When elected, judge is to receive annual salary of $2,000 and prosecuting attorney an annual salary of $1,700.] To Courts and Judicial District.

HB 344 - (Onslow) Introduced by Venters
"To extend the jurisdiction of police officers of the town of Holly Ridge in Onslow County and to authorize the employment of police officers living outside the corporate limits of said town." [Authorizes Holly Ridge police officers to exercise, within 1 mile of corporate limits, the same powers now exercised within the town. Authorizes town officials to employ non-resident policemen and validates prior action of town officials in employing such policemen and prior actions within the scope of their powers taken by such policemen.] To Counties, Cities, and Towns.

HB 345 - (Onslow) Introduced by Venters
"To extend the corporate limits of the town of Swansboro in Onslow County." [Extends town corporate limits to include property described by metes and bounds. Annexed property and its citizens become subject to municipal taxes levied for the next fiscal year.] To Counties, Cities, and Towns.

HB 346 - (Vance) Introduced by Royster
"Fixing the salaries of certain officials and employees of Vance County." [Sets annual salaries of following county officials and employees at amounts indicated: (1) sheriff, $5,000, plus $600 for expenses; (2) register of deeds, $5,000; (3) clerk of superior court, $3,000, plus $700 for work as juvenile court judge and $1,500 for work as clerk of recorder's court; (4) coroner, $600; (5) chairman of county board of commissioners, $1,500; (6) other members of board of commissioners, $480 each; (7) chairman of county board of education, $600; (8) other members of board of education, $120 each. Repealing Ch. 328 of 1927 Public-Local Laws as it relates to compensation and fees of deputy sheriffs, provides that county commissioners are to fix fees or other compensation of deputies. Sets annual compensation of chairman of board of trustees of Henderson graded school district at $600 and other members at $60 each to be paid from funds allocated to the board of trustees for administrative expense. Effective date of salary schedules is January 1, 1951.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 10 - CSC bail power. Postponed to 2/19.
SB 31 - Arresting parolees (Senate committee substitute 2/15). Received from Senate; sent to Judiciary 2.
SB 41 - Military jury exemptions. Postponed to 2/19.
SB 56 - Unfair trade practices. Received from Senate; sent to Judiciary 1.
SB 76 - Pauper appeals. Postponed to 2/19.
SB 97 - Commitment of mental patients. Received from Senate; sent to Public Welfare.
SB 137 - Cemetery trustee sales. Received from Senate; sent to Judiciary 2.
SB 140 - Local recreation commissions (Senate committee substitute 2/15). Received from Senate; sent to Judiciary 2.
SB 195 - Cooper building. Received from Senate; passed second and third readings.

HB 59 - Presidential terms. Reported favorably.
HB 66 - Assistant to chief justice. Passed second and third readings.
HB 71 - Execution of prisoners. Passed second and third readings.
HB 86 - Transmitting death sentences. Passed second and third readings.
HB 111 - JP bonds. Amended to provide that CSC instead of county commissioners must

approve bond of justices appointed after July 1, 1951; after amendments were proposed to exempt over 30 counties from the provisions of the bill, the amended bill and all proposed amendments were re-referred to Courts and Judicial Districts.

HB 174 - Property tax limitation. Reported favorably; placed on calendar for 2/22.
HB 207 - CSC financial reports. Passed second and third readings.
HB 214 - Photographic copies as evidence. Passed second and third readings.
HB 230 - Future interests special proceeding. Passed second and third readings.
HB 239 - Jurors fees. Reported favorably.
HB 286 - Validating foreclosures. Reported favorably.
HB 296 - Unpaid sales tax penalty, as amended 2/14. Postponed to 2/19.
HB 331 - Municipal street fund. Erroneously reported 2/15 as referred to Roads; bill was referred to Finance upon introduction.

LOCAL BILLS

SB 153 - (Moore) Superior court terms. Passed second and third readings.

HB 18 - (Granville) Public drunkenness. Passed second and third readings.
HB 33 - (Anson and Wake) Deputy tax collectors (Committee substitute 2/12),as amended 2/15. Passed second reading; postponed to 2/19.
HB 128 - (Martin) Recorder court jury trial. Passed second and third readings.
HB 135 - (Rockingham) Reidsville court officials salaries. Passed second and third readings.
HB 141 - (Gates) Inferior court jury trial. Passed second and third readings.
HB 144 - (Richmond) Hamlet traffic bureau. Passed second and third readings.
HB 202 - (Cabarrus) Superior court terms. Passed second and third readings.
HB 246 - (Duplin) County officials. Postponed to 2/19.
HB 255 - (Caswell) Superior court terms. Re-referred to Courts and Judicial Districts.
HB 264 - (Pender) Special taxes. Recalled for passage on roll call calendar; passed second reading.
HB 267 - (Gaston) County commissioners pay. Passed second and third readings.
HB 269 - (Madison) Electing tax collector. Reported favorably.
HB 272 - (Pasquotank) Recorder court fees. Passed second and third readings.
HB 282 - (Craven) County officials pay. Passed second and third readings.
HB 283 - (Washington) Register of deeds fees. Passed second and third readings.
HB 284 - (Rowan) County court salaries. Passed second and third readings.
HB 287 - (Caswell) Grand jurors terms. Re-referred to Courts and Judicial Districts.
HB 294 - (Surry) Register of deeds fees. Passed second and third readings.
HB 301 - (Lee) Professional bondsmen. Passed second and third readings.
HB 303 - (Moore and Dare) Manufacturing wine. Passed second and third readings; vote by which bill passed third reading reconsidered; placed on calendar for 2/19.
HB 311 - (Randolph) Officials pay. Passed second and third readings.
HB 320 - (Chowan) Officials pay. Passed second and third readings.
HB 321 - (Chowan) Sheriff pay. Passed second and third readings.
HB 322 - (Chowan) County commissioners pay. Passed second and third readings.

Next session of House: For consideration of local bills only, 10:00 a.m., Saturday, February 17, 1951.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 37
Saturday, February 17, 1951

Session: Senate -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

HB 66 - Assistant to chief justice. Received from House; sent to Judiciary 2.
HB 71 - Execution of prisoners. Received from House; sent to Judiciary 2.
HB 86 - Transmitting death sentences. Received from House; sent to Judiciary 2.
HB 146 - Boarding the aged, as amended in House 2/14. Received from House; sent to Public Welfare.
HB 167 - Prisoner safety (House committee substitute 2/9), as amended in House 2/15. Received from House; sent to Public Welfare.
HB 207 - CSC financial reports. Received from House; sent to Courts and Judicial Districts.
HB 214 - Photographic copies as evidence. Received from House; sent to Judiciary 1.
HB 230 - Future interests special proceeding. Received from House; sent to Judiciary 1.

LOCAL BILLS

SB 172 - (Harnett) Dunn bird sanctuary. Passed second and third readings.

HB 18 - (Granville) Public drunkenness. Received from House; sent to Propositions and Grievances.
HB 128 - (Martin) Recorder court jury trial. Received from House; sent to Judiciary 1.
HB 131 - (Pamlico) Oriental bird sanctuary. Passed second and third readings.
HB 135 - (Rockingham) Reidsville court officials salaries. Received from House; sent to Courts and Judicial Districts.
HB 141 - (Gates) Inferior court jury trial. Received from House; sent to Courts and Judicial Districts.
HB 144 - (Richmond) Hamlet traffic bureau. Received from House; sent to Courts and Judicial Districts.

HB 169 - (Wake) Holly Springs charter, as amended in House 2/13. Received from House; sent to Counties, Cities, and Towns.
HB 191 - (Duplin) Wallace bird sanctuary. Passed second and third readings.
HB 202 - (Cabarrus) Superior court terms. Received from House; sent to Courts and Judicial Districts.
HB 267 - (Gaston) County commissioners pay. Received from House; sent to Salaries and Fees.
HB 272 - (Pasquotank) Recorder court fees. Received from House; sent to Salaries and Fees.
HB 282 - (Craven) County officials pay. Received from House; sent to Salaries and Fees.
HB 283 - (Washington) Register of deeds fees. Received from House; sent to Salaries and Fees.
HB 284 - (Rowan) County court salaries. Received from House; sent to Salaries and Fees.
HB 294 - (Surry) Register of deeds fees. Received from House; sent to Salaries and Fees.
HB 301 - (Lee) Professional bondsmen. Received from House; sent to Judiciary 1.
HB 311 - (Randolph) Officials pay. Received from House; sent to Salaries and Fees.
HB 320 - (Chowan) Officials pay. Received from House; sent to Salaries and Fees.
HB 321 - (Chowan) Sheriff pay. Received from House; sent to Salaries and Fees.
HB 322 - (Chowan) County commissioners pay. Received from House; sent to Salaries and Fees.

Next session of Senate: 8:00 p.m., Monday, February 19, 1951.

#

BULLETIN NO. 37

Saturday, February 17, 1951

Session: House -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 120 - State-municipal road maintenance, as amended in Senate 2/7 and 2/14. Received from Senate; sent to Finance.

LOCAL BILLS

SB 158 - (Anson) School districts. Received from Senate; sent to Education.

Next session of House: 8:00 p.m., Monday, February 19, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 38
Monday, February 19, 1951

Session: Senate -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- SENATE

SR 204 - (Joint Resolution) Introduced by Horton
"In appreciation of the life and services of the late William Roy Hampton." [As title indicates.] Passed three readings and sent to the House.

SB 205 - Introduced by Dorsett and Poole
"To amend G.S. 105-232, relating to the restoration of corporate rights of corporations whose charters have been suspended for failure to pay corporate taxes." [Amends cited section to extend period of time after charter suspension in which application may be made for reinstatement from 5 to 25 years. Adds provision validating acts and deeds performed in corporation's name during period of charter suspension whenever the charter is restored under cited section. Does not affect pending litigation.] To Judiciary 2.

SB 206 - Introduced by Whitley
"For the relief of Perry Thornton of Johnston County whose automobile was damaged by a school bus." [Authorizes State Board of Education to investigate claim of Perry Thornton that his automobile was damaged April 19, 1949, by collision with a negligently operated school bus and, upon finding that damages occurred by reason of negligence of bus driver and that there was no contributory negligence, to pay actual damages in an amount not to exceed $485.15. Effective date, July 1, 1951.] To Propositions and Grievances.

SB 209 - Introduced by Watts
"To amend Chapter 48 of the General Statutes of North Carolina relating to adoption of minors so as to provide more fully for service of notice by publication and to further validate past adoptions." [Amends G.S. 48-5(b), relating to giving notice to parents or guardian in determining abandonment in adoption proceedings, to provide that if the court finds that any person to whom notice is required cannot be found within the state and his whereabouts is unknown, the court may order service of notice by publication as provided in G.S. 1-588. Validates all proceedings for adoption and orders and judgments heretofore entered therein unless such orders and judgments are vacated as provided by law. Does not apply to pending litigation in which validity of prior adoption proceeding is involved.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- SENATE

SB 207 - (Johnston) Introduced by Whitley
"Authorizing the school committee of the Princeton school district of Johnston County, with the approval of the county board of education, to provide for the employment of one additional teacher for the Brogden School in said county."

[Authorizes school committee of Princeton school district, with approval of county board of education, to use funds arising from any special levy of taxes intended for use of vocational agriculture or the establishment of a lunch room to provide for the employment of one additional teacher for the Brogden School.] To Education.

SB 208 - (Robeson) Introduced by Watts

"To amend G.S. 106-408, as amended, with respect to the hours of sale of livestock at auction only insofar as the same applies to Robeson County." [Amends G.S. 106-408 to change time for starting sales at livestock auction markets in Robeson County from 1:00 p.m. on each sale day to 2:00 p.m.] To Judiciary 2.

SB 210 - (Lincoln) Introduced by Leatherman

"To authorize the board of county commissioners of Lincoln County to appoint not exceeding two deputy sheriffs." [Repealing Ch. 85 of 1947 Session Laws, empowers county commissioners to appoint 2 additional deputy sheriffs who shall also act as county truant officers and to fix their compensation. Deputies appointed are directly responsible to sheriff who is vested with full authority to discharge such deputies with or without cause. Effective date, April 1, 1951.] To Judiciary 2.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 75 - Worthless checks. Postponed to 2/26.
SB 154 - Insurance adjusters, as amended in Senate 2/15. Votes by which bill passed third reading, 2/16, and was amended, 2/15, reconsidered; amendment withdrawn; passed third reading.
SB 171 - Blind aid. Passed second and third readings.
SR 204 - (Joint Resolution) Memorializing Hampton. Passed three readings.

LOCAL BILLS

SB 179 - (Lincoln) Law library. Passed third reading.

Next session of Senate: 11:00 a.m., Tuesday, February 20, 1951.

#

BULLETIN NO. 38
Monday, February 19, 1951

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HR 347 - (Joint Resolution) Introduced by Warren

"Disapproving the holding of executive sessions of committees of the General Assembly." [Places General Assembly on record as disapproving action of any committee or joint committee in holding "so-called" executive or secret sessions.] To Propositions and Grievances.

HB 352 - Introduced by Womble and Pou

"To amend Chapter 42 of the General Statutes relating to agricultural tenancies." [Amends G. S. 42-23 to provide that the period from November 1 of one year to November 1 of the next shall constitute the year for agricultural tenancies, instead of December 1 to December 1.] To Agriculture.

LOCAL BILLS INTRODUCED -- HOUSE

HB 348 - (Rockingham) Introduced by Powell

"To authorize the city of Reidsville to pay a portion of the premiums on group insurance on its employees." [Authorizes the governing board to pay up to 50% of the premiums on group insurance policies on city employees. Effective July 1, 1951.] To Counties, Cities, and Towns.

HB 349 - (Yadkin) Introduced by Ireland by request

"Relating to the allowance for clerical assistance, fees and mileage allowances of certain officials of Yadkin County." [Authorizes board of commissioners to pay to register of deeds, CSC, sheriff, and county accountant annual sum which it deems just for clerical assistance, including deputy CSC. Authorizes board to fix rate of mileage compensation allowed by statute up to amount allowed state employees; any increase may be made retroactive to January 1, 1951. Amends G.S. 153-180 to permit Yadkin County commissioners to fix jailor's fees up to $1 per day per prisoner.] To Salaries and Fees.

HB 350 - (Duplin) Introduced by Carr

"To provide for the selection of a grand jury for Duplin County." [At first term of criminal court after July 1, 1951, grand jury is to be chosen with 9 to serve for 1 year, 9 for 6 months; thereafter at first terms following January 1 and July 1 of each year, 9 jurors are to be chosen for 1-year terms. Authorizes judge presiding over any criminal or civil term to discharge the grand jury and cause a new one to be drawn in manner provided for drawing special venire; the first 9 so drawn are to serve during unexpired term of the 9 discharged jurors whose terms expire first, and the last 9 drawn to serve for unexpired term of discharged jurors whose terms expired last. Replacements for grand jurors unable to serve are selected in same manner as when juror is discharged.] To Counties, Cities, and Towns.

HB 351 - (Union) Introduced by Horne

"In relation to the appointment of the clerk of the board of commissioners of the county of Union and validating acts heretofore done by persons appointed to such office." [Authorizes county commissioners to appoint clerk to board other than register of deeds at compensation to be fixed by board. Validates acts of any person heretofore appointed who was not register of deeds.] To Judiciary 2.

HB 353 - (Wake) Introduced by Womble, Pou, and Whitley

"To create the office of precinct policeman in Precinct No. 17 in Wake

County and to prescribe his duties." [As title indicates. County commissioners are to appoint person to hold office until one can be nominated and elected in next primary and general election, and biennially thereafter. Vacancy is to be filled by county commissioners. Gives precinct policeman same power to make arrests and to execute criminal and civil process as is now held by sheriff, with fees to constitute compensation.] To Counties, Cities, and Towns.

HB 354 - (Wake) Introduced by Womble, Pou, and Whitley

"To provide a hog cholera prevention program for Wake County and to permit the sale and use of hog cholera vaccine therefor." [Empowers county commissioners to appoint, with approval of county farm agent, qualified persons as vaccinators of hogs. List of persons appointed is to be kept in office of the county farm agent. Board must designate persons to purchase standard vaccines, manufactured in conformity with G.S. 106-314, and other supplies for use of vaccinators in the prevention of hog cholera. Vaccinators must perform services free except for cost of vaccine and equipment. County commissioners can revoke appointments of vaccinators for cause. All hogs inoculated with a product containing a living virus or organism must be quarantined by vaccinator in accordance with state regulations.] To Agriculture.

HB 355 - (Carteret) Introduced by Dill

"To remove Newport Township in Carteret County from the jurisdiction of the Cherry Point Marine Corps Air Station zoning commission." [Effective July 1, 1951, as title indicates. Zoning commission was established by Ch. 455, Session Laws, 1949.] To Counties, Cities, and Towns.

HB 356 - (Montgomery) Introduced by Steed

"To provide for the exercise of powers by police officers beyond the corporate limits of the towns of Biscoe, Candor, Mount Gilead, Star, and Troy, in Montgomery County." [Extends territory within which police officers of named towns may exercise their powers to include all the territory embraced within 1 mile in all directions from present corporate limits of each town.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 10 - CSC bail power. Amended to exempt Alamance, Durham, Guilford, Lee, and Rowan counties from provisions of the bill; passed second and third readings.
SB 41 - Military jury exemptions. Passed second and third readings.
SB 76 - Pauper appeals. Passed second and third readings.
SB 88 - Alternate jurors, as amended in Senate 2/2. Passed second and third readings.
SR 204 - (Joint Resolution) Memorializing Hampton. Received from Senate; passed second and third readings.

HB 59 - Presidential terms. Postponed to 2/22.
HB 239 - Jurors fees. Passed second and third readings.
HB 286 - Validating foreclosures. Postponed to 2/20.
HB 296 - Unpaid sales tax penalty, as amended in House 2/14. Amended to correct typographical error; passed second and third readings.

LOCAL BILLS

SB 172 - (Harnett) Dunn bird sanctuary. Received from Senate; sent to Wildlife Resources.

HB 33 - (Anson and Wake) Deputy tax collectors (House committee substitute 2/12), as amended in House 2/15. Passed third reading.

HB 246 - (Duplin) County officials. Amended to correct typographical error; passed second and third readings.
HB 264 - (Pender) Special taxes. Passed third reading.
HB 269 - (Madison) Electing tax collector. Passed second and third readings.
HB 303 - (Moore and Dare) Manufacturing wine. Amended to include Washington County in provisions of bill; passed second and third readings.

Next session of House: 12:00 noon, Tuesday, February 20, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 39
Tuesday, February 20, 1951

Session: Senate -- 11:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 211 - Introduced by Dearman, Hancock, and Allsbrook

"To amend Chapter 135 of the General Statutes of North Carolina, the same being the Teachers' and State Employees' Retirement Act, in order to establish a minimum retirement allowance and pension of fifty dollars monthly for thirty years of service." [Amends G.S. 135-14 (provides pensions for teachers with 20 years service who were 65 years old on March 10, 1943, or are disabled, and are without adequate means of support) to provide that after July 1, 1951, the monthly benefit shall be at least $40 plus $1 times the number of completed years of service in excess of 20 but not more than 30. Adds new G.S. 135-18.1 providing that after July 1, 1951, any qualified retired member of the system (one with 20 or more years service) may receive a supplementary monthly payment equal to the excess over regular retirement allowance of $40 plus $1 times the number of completed years of accredited service over 20 but not over 30. Appropriates from General Fund an amount necessary to carry out above provisions for biennium beginning July 1, 1951. In event of discontinuance of appropriation supplementary payments shall be discontinued, provided that if funds available are insufficient for full payments in any month pro rata payments may be made. Provides for administration of section by trustees of Teachers' and State Employees' Retirement System who are authorized to establish such rules as are deemed necessary for proper administration. Trustees are not responsible for making the supplementary payments, nor may moneys of the System be so used. Trustees may use personnel and equipment of System and hire such additional personnel as is deemed proper for administrative purposes and may reimburse the System for such expenses from appropriations provided herein.] To Teachers and State Employees Retirement.

SB 212 - Introduced by Little

"To authorize married persons eighteen (18) years of age to dispose of property by will." [Effective July 1, 1951, amends G.S. 31-1 to provide that no unmarried person under 21 shall be capable of disposing of real or personal estate by will, but that a married person who has attained the age of 18 may execute a will disposing of real and personal estate.] To Judiciary 1.

SB 213 - Introduced by Little

"To authorize eighteen (18) year old members of the armed forces and eighteen (18) year old married persons to dispose of property by will." [Effective July 1, 1951, rewrites G.S. 31-1, relating to execution of wills by minors, to allow 18-year old members of the armed forces and 18-year old married persons to dispose of real or personal property by will.] To Judiciary 1.

SB 214 - Introduced by Little

"To allow members of the armed forces who have attained the age of eighteen (18) years to dispose of property by will." [Effective July 1, 1951, rewrites G.S. 31-1, relating to execution of wills by minors, to allow 18-year old members of the armed forces to dispose of real or personal property by will.] To Judiciary 1.

SB 215 - Introduced by Stoney

"To amend Chapter 58 of the North Carolina General Statutes as it relates to the standard fire insurance policy of North Carolina." [Makes numerous minor changes in G.S. 58-176 and 58-177, relating to the standard fire insurance policy for N. C. and permissible variations therefrom. Permits fire insurance rating bureau, with approval of commissioner, to relocate signatures and rearrange the pages and contents of the policy. Policies of automobile fire, theft, comprehensive and collision, marine and inland marine insurance, need not conform to the standard fire insurance policy. Substitutes a new form for the standard fire insurance policy without substantive changes in the provisions thereof. Effective date is July 1, 1951, but Commissioner of Insurance is empowered to permit companies to use until January 1, 1952, the form of standard policy now authorized.] To Insurance.

SB 216 - Introduced by Powell

"Providing for the construction, maintenance, repair and operation of turnpike projects; creating a body politic and corporate to be known as the 'North Carolina Turnpike Authority', and defining its powers and duties; providing for financing the construction of such projects by the issuance of revenue bonds of the authority, payable solely from tolls and other revenues; providing that no debt of the state shall be incurred in the exercise of any such powers; and providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such projects." [As title indicates. Creates authority composed of 4 members to be appointed by governor for 4-year staggered terms plus chairman of Highway Commission ex officio. Authority is to select own officers; secretary-treasurer need not be member. Before any bonds are issued each member must give $25,000 bond and secretary-treasurer must give $50,000 bond. Authority chairman is to receive $15 a day but not more than $3,000 per year; other appointed members are to receive $10 a day but not more than $2,000 per year; Highway Commission chairman is to serve without extra compensation. Authority is to make detailed report to governor annually. Authority members, agents, and employees are forbidden to sell property to authority on penalty of $1,000 fine or 1-year imprisonment, or both. With Highway Commission approval, governor and council of state may advance to authority from Highway Fund an unspecified sum in current or next biennium for preliminary costs; funds advanced must be repaid from revenue from bonds sold by authority. Highway Commission must approve turnpike projects. Authority may issue revenue bonds for corporate purposes, payable solely from tolls and other revenues pledged for their payment, and it may issue refunding bonds; it may fix tolls without supervision by any state agency; it may contract for purposes indicated in title, including acquisition of property needed for projects, and is given power of eminent domain. Title to property acquired is to be taken in name of state. Revenue bonds issued must, as to each issue, bear interest at not more than 5%, must mature not more than 40 years after issuance and may be redeemed before maturity. Bonds may be secured by trust agreement provided it does not convey or mortgage any turnpike project. Tolls must be set at a figure sufficient to pay for upkeep and operation costs and principal and interest on bonds. Authority is exempt from property and income taxes; its bonds, their transfer, and income from them (including sale profit) are exempt from taxes. Its bonds are made legal investments for fiduciaries and public officials. When bonds for any project and interest thereon have been paid or a sufficient amount set aside therefor, the project, if then in good condition, becomes a part of state highway system for non-toll operation, unless the authority retains tolls on the project to help pay off debt on other projects. Toll road corporations established under Ch. 1024, Session laws, 1949, in addition to powers conferred by that act, are given authority they would have if set up under this bill, and tolls set by them need not be approved by Utilities Commission.] To Public Roads.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 10 - CSC bail power, as amended in House 2/19. Received from House for concurrence in House amendment; postponed to 2/21.
SB 96 - Prisoner safety (Senate committee substitute 2/15), as amended in Senate 2/15. Postponed to 2/21.
SB 168 - Presidential terms. Reported favorably.
SB 196 - Signature of clerk. Reported favorably.

HB 66 - Assistant to chief justice. Reported favorably.
HB 70 - Jurisdiction of special judges. Reported favorably.
HB 167 - Prisoner safety (House committee substitute 2/9), as amended in House 2/15. Placed on calendar; passed second reading.
HB 239 - Jurors fees. Received from House; sent to Judiciary 1.

LOCAL BILLS

SB 208 - (Robeson) Livestock sales. Reported favorably.
SB 210 - (Lincoln) Deputy sheriffs. Reported favorably.

HB 264 - (Pender) Special taxes. Received from House; sent to Finance.
HB 269 - (Madison) Electing tax collector. Received from House; sent to Counties, Cities, and Towns.

BILLS RATIFIED

SB 153 - (Moore) Superior court terms.
SB 195 - Cooper building.

HB 68 - Hearing non-jury matters.
HB 69 - Jurisdiction of special judges.
HB 190 - (Robeson) Prepayment discounts.

Next session of Senate: 11:30 a.m., Wednesday, February 21, 1951.

#

BULLETIN NO. 39
Tuesday, February 20, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HR 357 - (Joint Resolution) Introduced by Vogler and Shreve

"Repealing Resolution No. 24, adopted by the General Assembly of 1941, and Resolution 37, adopted by the General Assembly of 1949, memorializing the Congress of the United States concerning certain proposed constitutional amendments authorizing the United States to negotiate with other nations relating to a world federal government with limited powers adequate to assure peace." [As title indicates. Identical with SR 170, digested in the Senate section of Bulletin No. 32, February 12, except that it also repeals Resolution No. 24, adopted in 1941.] To Interstate and Federal Cooperation.

HB 366 - Introduced by Uzzell and Yates

"To prohibit employers from charging individuals a fee for medical examination as a condition precedent of employment." [Makes it unlawful for any employer to require any employee or applicant for employment to pay the cost of a medical examination or the cost of furnishing any records required by the employer as a condition of employment. Any employer violating provisions of bill is liable to fine up to $100 for each violation. Commissioner of Labor is required to enforce provisions of bill.] To Manufacturers and Labor.

HB 367 - Introduced by Turner

"To amend Chapter 1 of the General Statutes so as to provide that the amounts of the premiums of all bonds required in civil actions shall be taxed as a part of the costs." [Adds G. S. 1-112.1 to effectuate purpose cited in title.] To Courts and Judicial Districts.

HB 369 - Introduced by Kilpatrick and others

"To authorize the establishment of rural fire protection districts." [Upon petition of the majority of voters living outside of a town in an area described in petition and designated as a particular fire district, county commissioners must call an election in such district for the purpose of determining whether a special tax is to be levied on all taxable property in such district up to 10¢ on the $100 valuation for the purpose of providing fire protection. County commissioners must provide for registration of voters and conduct the district election at the expense of the county. If the majority of voters favors a tax for fire protection, county commissioners are to levy the necessary tax and provide for fire protection by (1) contracting with incorporated cities to furnish fire protection, (2) furnishing county fire protection, (3) establishing a fire department within the district, or (4) utilizing any two of the above methods. If commissioners elect to establish a fire department within the district, they must appoint 3 voters of the district as a fire protection commission for a 2-year term to operate the fire department subject to approval by county commissioners. Municipalities are not to incur liability because of absence from town of any equipment or firemen being used for rural fire protection. Members of county, municipal, or district fire departments are to be covered by workmen's compensation insurance when performing functions of rural fire protection.] To Conservation and Development.

HB 373 - Introduced by Mintz

"To amend the General Statutes of North Carolina so as to provide protection for the rare venus fly trap." [Amends G. S. 14-129 which requires permit from landowner to take certain flowers, trees, and shrubs from the land, to include the venus fly trap (Dionaea muscipula) in the list. Adds G. S. 14-129.1 making the sale, barter, and export for sale or barter of this plant or any part thereof a misdemeanor punishable in court's discretion. Sale and export for purposes of scientific experimentation and study, when authorized in writing by Department of Conservation and Development, exempt from provisions of bill. Effective date, July 1, 1951.] To Conservation and Development.

LOCAL BILLS INTRODUCED -- HOUSE

HB 358 - (Graham) Introduced by Massey
"To appoint the members of the board of education in Graham County." [Appoints Pearly Lovin, Ed Cable, Dillard Stratton, Patton Phillips, and Bruce Ayres as members of the board for terms of 2 years from ratification.] To Education.

HB 359 - (Wake) Introduced by Whitley, Womble, and Pou
"Amending Chapter 581 of the Session Laws of 1947, relating to civil procedure in the Recorder's Court of Wendell." [Amends section 1 of cited chapter: (1) To provide that all contract or tort actions in the Wendell Recorder's Court must conform to rules of practice applicable to justice of the peace courts under general law. (At present such rules apply only to such cases where there is concurrent jurisdiction with justice of the peace. Rules applicable in superior court now apply to such cases where there is concurrent jurisdiction with the superior court.) (2) To provide that process issued by Wendell Recorder's Court runs statewide regardless of G. S. 1-92 and 1-93, or of whether the case is within JP's jurisdiction. Does not apply to pending litigation.] To Judiciary 2.

HB 360 - (Rockingham) Introduced by Powell by request
"To provide for an extension of the terms of office of the commissioners of Rockingham County when approved by the voters of said county." [Submits to people in 1952 election of county commissioners question of whether terms of commissioners should be extended from 2 to 4 years. If vote is for such extension, the 3 candidates receiving highest number of votes in the 1952 election will be elected to a 4-year term, and the 2 receiving the next highest number for 2-year term. Thereafter, every 4 years, beginning in 1954, 2 would be elected for 4-year term, and every 4 years beginning in 1956, 3 would be elected for 4-year term.] To Counties, Cities, and Towns.

HB 361 - (Rockingham) Introduced by Powell by request
"To fix the fees, commissions and costs to be collected by the clerk of the superior court of Rockingham County." [Sets forth comprehensive schedule of fees (same as those allowed Guilford County clerk in Ch. 694, Session Laws of 1949) to be charged by clerk for particular services rendered. Effective on ratification as to all fees, commissions, and costs then uncollected.] To Courts and Judicial Districts.

HB 362 - (Wilkes) Introduced by McDuffie
"To prohibit the sale of wine and beer within one mile in all directions of the Moravian Falls post office situated in Moravian Falls Township in Wilkes County." [Makes it a misdemeanor, punishable by fine or imprisonment in discretion of the court, to sell or offer for sale wine or beer within 1 mile in all directions from named post office.] To Propositions and Grievances.

HB 363 - (Buncombe) Introduced by Gudger, Love, and Taylor of Buncombe
"To place the commissioner of public institutions of Buncombe County on a temporary full-time basis and to fix his salary." [Citing necessity for full-time direction of county school building program, places county commissioner serving as commissioner of public institutions on full-time basis until expiration of term ending in 1954 at annual salary of $5000, effective March 1, 1951.] To Couhties, Cities, and Towns.

HB 364 - (Orange) Introduced by Umstead

"To fix salaries of certain elective officials and employees in Orange County." [Effective December 1, 1950, sets indicated annual salaries for following county officials: (1) clerk of superior court, $4200, for all duties including service as juvenile court judge and clerk of recorder's court; (2) sheriff, $3800, plus travel allowance in discretion of county commissioners; (3) register of deeds, $3600. Directs clerk, sheriff, and register of deeds to turn all fees collected by their offices into county general fund. Authorizes clerk to appoint an assistant clerk and deputy clerks, sheriff to appoint a jailer and necessary deputies in each township, and register of deeds to appoint necessary clerical assistants, at salaries to be fixed for each by county commissioners. Deputy sheriffs may also be paid travel allowance in discretion of county commissioners.] To Salaries and Fees.

HB 365 - (Orange) Introduced by Umstead

"To fix the fees to be paid for recording certain instruments and for other services in the office of the register of deeds for Orange County." [Effective May 1, 1951, sets forth new fee schedule to be charged by county register of deeds for recording instruments and fee of 50¢ for affixing official seal to any instrument.] To Counties, Cities, and Towns.

HB 368 - (Pasquotank) Introduced by Burfoot

"Relating to the selection of grand jurors in Pasquotank County." [Provides that 9 of grand jurors chosen at June, 1951, term of superior court shall serve until beginning of November term and remaining 9 shall serve until beginning of February term. Effective with November term and at each term thereafter 9 grand jurors are to be chosen to serve until beginning of second term succeeding term at which they were appointed.] To Courts and Judicial Districts.

HB 370 - (Montgomery) Introduced by Steed

"To regulate the salaries of certain officials of Montgomery County." [Sets indicated annual salaries for following county officials: (1) sheriff, $3600, plus $80 per month travel allowance plus fees for service of process; (2) full-time deputy sheriff, $2400; (3) jailer, $2400, plus from 25¢ to 75¢ for each meal served a prisoner, as fixed by county commissioners; (4) register of deeds, $3600; (5) full-time deputy register, $2400; (6) clerk of superior court, $3600, plus $400 for services as juvenile court judge and clerk of recorder's court; (7) full-time deputy clerk, $2400. Salaries (1), (4), and (6) are effective January 1, 1951. Provides that, upon conviction of prisoner who has been held in county jail pending trial, amount equal to actual cost of feeding such prisoner be taxed in bill of costs.] To Counties, Cities, and Towns.

HB 371 - (Johnston) Introduced by Wiggs

"Relating to the manner of election of the board of county commissioners of Johnston County." [Effective July 1, 1951. Divides county into 7 districts as follows: (1) Smithfield and Wilson Mills townships, (2) Selma, Micro, and Pine Level townships, (3) Beulah and Boone Hill townships, (4) O'Neal and Wilder townships, (5) Clayton, Cleveland, and Pleasant Grove townships, (6) Meadow, Bentonville, and Ingrahms townships, and (7) Banner and Elevation townships. Effective in 1952, county is to have 7 commissioners, one resident in each district, nominated and elected by all qualified voters of county. In 1952 and quadrennially thereafter commissioners are to be chosen from districts 4, 5, 6, and 7; in 1954 and quadrennially thereafter, commissioners are to be chosen from districts 1, 2, and 3. The 3 incumbent members of board whose terms extend to December, 1954, are to be considered as representing districts 1, 2, and 3 until that date.] To Counties, Cities, and Towns.

HB 372 - (Currituck) Introduced by Johnson
"To fix the salary of the coroner of Currituck County." [Effective first Monday in December, 1950, in addition to fees allowed by law, coroner is to receive monthly salary of $35, payable from general fund.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 137 - Cemetery trustee sales. Reported favorably.
SB 154 - Insurance adjusters. Received from Senate; placed on calendar.

SB 171 - Blind aid. Received from Senate; sent to Commission and Institutions for the Blind.

HB 89 - Wrongful death limitation statute. Reported favorably.
HB 215 - Acknowledging instruments. Reported favorably.
HB 242 - Auto mortgage registration. Reported unfavorably.
HB 262 - Gas tax for city streets. Reported unfavorably.

LOCAL BILLS

SB 78 - (Johnston) Smithfield police jurisdiction. Reported favorably as amended.
SB 179 - (Lincoln) Law library. Received from Senate; sent to Judiciary 2.

HB 219 - (Guilford) Damages by dogs. Reported favorably.
HB 351 - (Union) County commissioners clerk. Reported favorably.

Note: The following House Resolution was introduced by Kirkman and others:
"Favoring the appropriation of sufficient funds to provide the essential services which should be rendered by the public schools of the state, and a salary schedule of $2200-3100 as minimum objectives for education in state." [Puts House of Representatives on record as favoring appropriation of sufficient funds to meet specified minimum objectives for public school education. Pledges House members to determined effort for sound and effective public school program.] Motion to suspend rules and place measure on its immediate passage was defeated; to Appropriations.

Next session of House: 12:00 noon, Wednesday, February 21, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 40
Wednesday, February 21, 1951

Session: Senate -- 11:30 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 217 - Introduced by Frink and others

"To make supplemental appropriations for 'cost-of-living' increases for the employees of the state departments, bureaus, institutions, and agencies, and to amend Chapter 1249 of the Session Laws of 1949, the same being the General Appropriations Act for the biennium 1949-1951." [For the period January 1, 1951, to June 30, 1951, and for each year of the 1951-53 biennium, makes supplementary appropriation to provide "cost-of-living" salary increases of 10% for state employees other than teachers and those whose salaries are fixed by statute; repeals Ch. 1249 of 1949 Session Laws to extent of conflict with bill. State personnel department is to administer increases with a uniform percentage increase for each salary step in each salary range. Employees not covered by Personnel Act are to receive a 10% increase based on salaries received on June 30, 1949. Directs budget director to make necessary allocations for payment of increases except that allocations to agencies operated out of federal or private funds must come from funds provided by the sponsor. Funds appropriated to State Board of Education and sent to county and city administrative units for increase of salaries of school employees not fixed by state salary schedule may be used to increase salaries of those paid, in whole or in part, from either state or local funds.] To Appropriations.

SB 218 - Introduced by Banks and Eller

"To divide North Carolina into twelve congressional districts." [Rewrites G.S. 163-103 to set the composition of the 12 congressional districts as follows: (1) Beaufort, Bertie, Camden, Chowan, Currituck, Dare, Gates, Hertford, Hyde, Lenoir, Martin, Pamlico, Pasquotank, Perquimans, Pitt, Tyrrell and Washington counties; (2) Bladen, Brunswick, Carteret, Columbus, Craven, Duplin, Jones, New Hanover, Onslow and Pender counties; (3) Edgecombe, Greene, Halifax, Nash, Northampton, Wayne and Wilson counties; (4) Cumberland, Harnett, Hoke, Lee, Robeson, Sampson, and Scotland counties; (5) Franklin, Granville, Johnston, Person, Vance, Wake and Warren counties; (6) Alamance, Caswell, Chatham, Durham, Orange, Rockingham and Stokes counties; (7) Forsyth and Guilford counties; (8) Anson, Davidson, Davie, Montgomery, Moore, Randolph, Richmond, Stanly and Union counties; (9) Cabarrus, Mecklenburg and Rowan counties; (10) Alexander, Catawba, Cleveland, Gaston, Iredell and Lincoln counties; (11) Alleghany, Ashe, Avery, Burke, Caldwell, McDowell, Polk, Rutherford, Surry, Watauga, Wilkes and Yadkin counties; (12) Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, Macon, Madison, Mitchell, Swain, Transylvania and Yancey counties.] To Judiciary 1.

SB 219 - Introduced by Bailey

"Amending G.S. 15-10.1 relating to detainers; purpose; manner of use." [Cited section provides that no person confined in the state prison may be tried for any other charge pending against him except upon written order from the court in which the charge originated on a case which has been regularly docketed directing that such person be held to answer the charge. Amendment prevents application of section to warrants issued or detainers filed under authority of any court, agency, or official of the U. S. Government, or any court, agency, or official of any other state or territory.] To Judiciary 1.

SB 227 - Introduced by Fountain and Larkins
"To amend G.S. 143-4 so as to fix a quorum for members of the advisory budget commission in the transaction of official business." [Provides that 3 members of the advisory budget commission shall constitute a quorum for the performance of its duties.] To Judiciary 1.

SB 228 - Introduced by Price
"Authorizing the state treasurer to deposit in a special account all surpluses and other assets derived from the special school building funds acts of 1921, 1923, 1925 and 1927." [As title indicates. Any funds now on hand from retired bond issues and funds remaining from bond issues retired in the future may be applied by state treasurer on principal and interest of such bond issues remaining unpaid. When all bonds are retired, remaining assets shall be turned over to the State Literary Fund.] To Finance.

SR 229 - (Joint Resolution) Introduced by Hancock and Talton
"Accepting the invitation of the county of Wayne, the city of Goldsboro, and the chamber of commerce of the city of Goldsboro, to attend a barbecue supper at Goldsboro on the 7th day of March, 1951, in honor of W. Frank Taylor, Speaker of the House of Representatives." [As title indicates.] Passed three readings and sent to the House.

LOCAL BILLS INTRODUCED -- SENATE

SB 220 - (Johnston) Introduced by Whitley
"Amending Chapter 425 of the Private Laws of 1907 relating to the authority of police officers under the charter of the town of Pine Level in Johnston County." [Extends authority of Pine Level police officers to make arrests, preserve the peace, and serve criminal and civil process to any point within 1 mile of the corporate limits.] To Counties, Cities, and Towns.

SB 221 - (Buncombe) Introduced by Weaver
"To amend Chapter 586 of the Session Laws of 1947 relating to the salaries of the clerk of the superior court of Buncombe County, the tax collector of Buncombe County and the chairman of the board of county commissioners of Buncombe County." [Effective upon ratification, sets following annual salaries: superior court clerk, $7,200; chairman of board of county commissioners, $6,000; tax collector for board of tax supervision, $4,800; register of deeds, $5,800 which includes compensation for duties as ex officio clerk of board of county commissioners.] To Salaries and Fees.

SB 222 - (Macon) Introduced by Jones of Macon
"To repeal certain sections of Chapter 24 of the Public-Local Laws of the Session of 1937, relating to fees allowed the jailer of Macon County." [Repeals Secs. 1 and 3, Ch. 24, Public-Local Laws of 1937, which abolished turnkey fees in Macon County and made it a misdemeanor punishable by a fine of not less than $100 or imprisonment for not less than 30 days for any jailer to violate the act allowing him 15¢ per meal, not to exceed 45¢ per day, for meals served to prisoners in the Macon County jail. Provides that all fees for admission or release of prisoners by the jailer shall be in amounts now fixed by the general law.] To Salaries and Fees.

SB 223 - (Halifax) Introduced by Allsbrook

"To authorize the mayor and the governing authority of the city of Roanoke Rapids to sell certain real estate at private sale." [Authorizes mayor and the governing authority of Roanoke Rapids to sell certain described real estate at private sale to the First Methodist Church of Roanoke Rapids without advertising the sale in any manner. Conveyance may be by deed in fee simple.] To Counties, Cities, and Towns.

SB 224 - (Granville) Introduced by Hancock

"To amend section 30 of Chapter 302 of the Private Laws of 1913, as amended by Chapter 74 of the Public-Local Laws of 1937, relating to the charter of the town of Oxford." [Amends cited section relating to costs in Oxford mayor's court to increase from $1.50 to $2.50 the fee for issuing a warrant, and from $1.50 to $2.50 the fee for executing a warrant; adds a jail fee of $1 per day.] To Counties, Cities, and Towns.

SB 225 - (Granville) Introduced by Hancock

"To provide for the exercise of powers by police officers beyond the corporate limits of the town of Oxford, in Granville County, and to authorize certain police officers to issue warrants in said town." [Extends authority of Oxford policemen to all territory within one mile of corporate limits. Authorizes chief and assistant chief of police and other police officers designated by town commissioners to issue search warrants and warrants for the apprehension of persons charged with committing a crime within jurisdictional limits of town to same extent as mayor is now authorized to do.] To Counties, Cities, and Towns.

SB 226 - (Wayne) Introduced by Talton

"To amend the charter of the city of Goldsboro." [Amends Ch. 397 of 1901 Private Laws, as amended, to provide in Sec. 1 that no action for damages to person or property can be instituted against city unless, within 90 days of accident, written notice is given to board of aldermen stating date and place of accident, manner of accident, character of injury, and amount of damages claimed. Does not prevent running of any time of limitation prescribed by law. Amends Sec. 5 to provide that board of aldermen may have county board of elections, with its consent, conduct any primary or election registration within its corresponding precincts in the city, and such registration is to be a valid registration of the city. Rewrites Sec. 6 to provide that registration books are to be closed on Tuesday preceding the primary or election at 7:00 p.m. and that books for each precinct are to be in substantially the same form and contain the same information concerning voters as do the books of the county board of elections used for registering voters for state-wide elections. Precincts in Goldsboro may have same geographical boundaries within the city limits as do the 6 precincts presently designated by the county board of elections. Empowers board of aldermen to order a revision of the registration books and to have registrars transcribe from the county registration books information concerning voters who live within the city limits; persons thus transcribed are lawfully registered and entitled to vote in all city elections unless special registration is required. Amends Sec. 1 of Ch. 101 of 1915 Private Laws to empower the board of aldermen to condemn land, including the dwelling house, yard, kitchen, garden, or burial ground of any person, if such land is needed for public use and the board cannot agree with the owner as to the price. Condemnation proceedings must be either those prescribed in G.S. 40-11 to 40-29 or those prescribed by city charter.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 10 - CSC bail power, as amended in House 2/19. Concurred in House amendment.
SB 16 - Filling legislature vacancies. Reported favorably as to committee

substitute; committee substitute adopted submits to people at next general election an amendment to Constitution which provides (1) that in event of vacancy in House, governor is to appoint person recommended by executive committee of vacating member's party in his county of residence and (2) that in event of vacancy in Senate, governor is to appoint person recommended by senatorial district committee of vacating member's party in his district, such person to be picked from county in which vacating member resided.
SB 55 - General Statutes Commission. Reported favorably.
SB 57 - Computing kinship. Reported favorably as to committee substitute.
SB 58 - Imported property liens. Reported favorably as amended.
SB 60 - Mortgage sales. Reported favorably.
SB 61 - Proof of attested instruments. Reported favorably as amended.
SB 63 - Commencing civil actions. Reported favorably.
SB 66 - Husband and wife tort actions. Reported favorably.
SB 67 - Domestic relations amendments. Reported favorably as amended.
SB 68 - Handling funds owed intestate. Reported favorably.
SB 69 - Fiduciary security bonds. Reported favorably.
SB 70 - Lapsed devises and legacies. Reported favorably.
SB 71 - Notary public amendments. Reported favorably.
SB 72 - Corporations amendments. Reported favorably.
SB 74 - Partnerships and assumed names. Reported favorably.
SB 96 - Prisoner safety (Senate committee substitute 2/15), as amended 2/15. Postponed to 2/26.
SB 168 - Presidential terms. Passed second and third readings.
SB 184 - Health employees retirement. Reported favorably.
SB 189 - Diphtheria immunization. Reported favorably.
SB 190 - Sanitary district hearings. Reported favorably.
SB 196 - Signature of clerk. Passed second and third readings.
SR 229 - (Joint Resolution) Accepting Goldsboro invitation. Passed three readings.

HB 66 - Assistant to chief justice. Postponed to 2/22.
HB 70 - Jurisdiction of emergency judges. Passed second and third readings.
HB 86 - Transmitting death sentences. Reported favorably.
HB 146 - Boarding the aged, as amended in House 2/14. Reported favorably.
HB 167 - Prisoner safety (House committee substitute 2/9), as amended in House 2/15. After amendments were offered exempting more than 15 counties, bill and proposed amendments postponed to 2/26.
HB 205 - Health board members. Reported favorably.
HB 230 - Future interests special proceedings. Reported favorably.
HB 239 - Jurors fees. Reported favorably.
HB 296 - Unpaid sales tax penalty, as amended in House 2/14 and 2/19. Received from House; sent to Finance.

LOCAL BILLS

SB 156 - (Macon) Highlands conveyance. Reported favorably.
SB 157 - (Forsyth) Winston-Salem adjustment board. Reported favorably.
SB 174 - (Harnett) Dunn city manager election. Reported favorably.
SB 178 - (Durham and Wake) Durham County boundary. Reported favorably.
SB 182 - (Stanly) Albemarle city manager election. Reported favorably.
SB 185 - (Forsyth) Agriculture building. Reported favorably.
SB 193 - (Wake) Unpaid witness fees. Reported favorably.
SB 194 - (Wake) Chief accepting affidavits. Reported favorably.
SB 203 - (Sampson) Clinton police jurisdiction. Reported favorably.

SB 207 - (Johnston) Brogden school teacher. Reported favorably.
SB 208 - (Robeson) Livestock sales. Passed second and third readings.
SB 210 - (Lincoln) Deputy sheriffs. Passed second and third readings.

HB 16 - (Rowan) Salisbury charter amendment. Reported favorably.
HB 33 - (Anson and Wake) Deputy tax collectors (House committee substitute 2/12), as amended in House 2/15. Received from House; sent to Counties, Cities, and Towns.
HB 37 - (Warren) Removing tax limitation. Reported favorably.
HB 169 - (Wake) Holly Springs charter, as amended in House 2/13. Reported favorably.
HB 187 - (Transylvania) Brevard bond proceeds. Reported favorably.
HB 208 - (Robeson) County law library, as amended in House 2/12. Reported favorably.
HB 218 - (New Hanover) Assistant CSC. Reported favorably.
HB 220 - (Guilford) County group life insurance. Reported favorably.
HB 223 - (Guilford) County fire protection. Reported favorably.
HB 232 - (Onslow) Appointing constables. Reported favorably.
HB 246 - (Duplin) County officials, as amended in House 2/19. Received from House; sent to Counties, Cities, and Towns.
HB 253 - (Washington) Disposition of delinquent taxes. Reported favorably.
HB 269 - (Madison) Electing tax collector. Reported favorably.
HB 301 - (Lee) Professional bondsmen. Reported favorably as amended.
HB 303 - (Dare, Moore, and Washington) Manufacturing wine, as amended in House 2/19. Received from House; sent to Propositions and Grievances.

BILLS RATIFIED

SB 41 - Military jury exemptions.
SB 76 - Pauper appeals.
SB 88 - Alternate jurors, as amended in Senate 2/2.
SR 204 - (Joint Resolution) Memorializing Hampton.

HB 131 - (Pamlico) Oriental bird sanctuary.
HB 191 - (Duplin) Wallace bird sanctuary.

Next session of Senate: 12:00 noon, Thursday, February 22, 1951.

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BULLETIN NO. 40
Wednesday, February 21, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HR 374 - (Joint Resolution) Introduced by Pittman

"Relating to the 1951 General Assembly." [Puts the General Assembly on record as desiring to expedite its work in order to finish business within 90-day period without failing to give due consideration to any matters.] To Propositions and Grievances.

HB 375 - Introduced by Dellinger

"For the relief of Mrs. Edna Morrison, of Gaston county, on account of damage resulting from a collision between her automobile and a school bus." [Citing circumstances of accident, authorizes State Board of Education to investigate the claim and to pay sum it deems proper up to $176.98.] To Appropriations.

HB 377 - Introduced by Barker and Sanders

"Providing for the construction, maintenance, repair and operation of turnpike projects; creating a body politic and corporate to be known as the 'North Carolina Turnpike Authority', and defining its powers and duties; providing for financing the construction of such projects by the issuance of revenue bonds of the authority, payable solely from tolls and other revenues; providing that no debt of the state shall be incurred in the exercise of any such powers; and providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such projects." [Identical with SB 216 digested in the Senate section of Bulletin No. 39, February 20.] To Public Roads.

HB 378 - Introduced by Lassiter and others

"To promote elimination of blighted areas throughout the state: by declaring acquisition, sound replanning and redevelopment of such areas to be for the promotion of health, safety, convenience and welfare: creating public bodies corporate and politic to be known as redevelopment commissions: authorizing them to engage in the elimination of blighted areas and to plan and contract with private, corporate or governmental redevelopers for their redevelopment." [Declaring it to be state policy to promote health, safety, and welfare of inhabitants of slum and blighted areas by creating redevelopment commissions to acquire, replan, and dispose of these areas so as to make them available for economically and socially sound redevelopment, authorizes each municipality of 5,000 or more people to create city redevelopment commission by ordinance or resolution. Resolution may be adopted only if governing body finds that such areas exist and that redevelopment is necessary for public health, safety, morals, or welfare of inhabitants. When commission is incorporated, mayor and town governing body are to appoint 5 town residents to serve staggered 5-year terms as commissioners; they receive no compensation except for necessary expenses. Principal powers of commission: (1) to procure from city planning commission the designation of areas needing redevelopment and its recommendations therefor (if town has no planning commission, governing body may make development plan); (2) to cooperate with any government or municipality over 5,000 in population; (3) to act as agent of state or federal government for purposes of bill; (4) to prepare and recommend redevelopment plans to town governing body and to carry them out; (5) to contract for any work needed in carrying out plan; (6) to purchase or otherwise acquire real or personal property for redevelopment projects and, with permission of Local Government Commission, to borrow money and issue bonds; (7) to invest funds held in securities made legal for fiduciaries;

(8) to borrow money and apply for loans and grants from federal, state, or local governments, and from private sources; in the case of federal loans, to agree to comply with conditions imposed thereby not inconsistent with this bill; (9) to exercise right of eminent domain (G. S. 40-10 not applying) as a municipality; (10) to make expenditures for purposes of bill, and if made from federal funds, without regard to any other laws pertaining to making and approval of appropriations and expenditures. When redevelopment area has been certified by city planning commission, redevelopment commission must prepare plan for area specifying proposed changes, estimated cost, method of financing, and method of relocating residents; after preparing redevelopment contract and selecting a redeveloper, commission must hold public hearing before making final determination. Proposal must then be submitted to planning commission for review, which commission must certify its recommendations to redevelopment commission within 45 days. Thereafter redevelopment commission must submit its proposal together with recommendations of planning commission to governing body which must hold public hearing. After approval by governing body, redevelopment commission may execute contract and proceed with project. Bill contains detailed provisions concerning contracts between commission and redevelopers to whom property is sold for redevelopment. Such property must be sold at a fair price for use in accordance with the plan even though that price is less than the original cost plus expenditures thereon. Municipalities are authorized to appropriate funds to commission to aid it in carrying out its functions, and may raise these funds by levying taxes and issuing bonds as now prescribed by law. Commission property is made public property and is exempt from all taxes, but tax exemption terminates upon sale to a redeveloper.] To Judiciary 1.

HB 380 - Introduced by Turner, Floyd, and Taylor of Buncombe
"To amend Chapter 93 of the General Statutes of North Carolina, entitled 'Public Accountants' so as to clarify the right of persons who are not certified public accountants to engage in the public practice of accounting; to create the State Board of Certified Public Accountant Examiners and prescribe its duties and powers; to prescribe the educational and other qualifications of persons applying for examination for certificates as certified public accountants; to provide for the examination and issuance of certificates to persons who qualify as certified public accountants; and to prohibit the unauthorized use of the titles 'certified public accountant' or 'public accountant' or any misleading title or designation by persons not certified by the Board of Certified Public Accountant Examiners." [Rewrites G. S. 93-1 to define public practice of accountancy to include the auditing of all types of financial records, the preparation of financial statements for publication or to obtain credit, and advisory and other services relating to accounting procedure and systems. Permits practice of accounting by a person other than a certified public accountant or public accountant registered under G. S. 93-7 if he uses only term "accountant" in connection with his name, as provided in rewritten G. S. 9-6. Rewrites G. S. 93-8 to prohibit corporations from public practice of accountancy after July 1, 1951. Amends G. S. 93-12 to rename the state board as State Board of Certified Public Accountant Examiners and to provide that all future appointments shall expire on June 30th of 3rd year of appointment. Amends indicated subsections of G. S. 93-12: (2) Directs Attorney General to advise Board and either assign assistant or approve employment of counsel to represent Board in litigation. Authorizes cooperation with boards in other states to secure uniform CPA standards and permits use of examinations prepared by experts such as American Institute of Accountants. (5) From date of ratification to July 1, 1955, requires applicants for certification to have year's residence in state and accepts as equivalent of experience requirement specified service with Bureau of Internal Revenue or continuous practice of accountancy in this state for 3 years prior to application. After July 1, 1955, requires at least equivalent of 2 years college and course in accountancy in Board-approved school; limits acceptable experience to service with CPA, public accountant, or Bureau of Internal Revenue, and permits Board to raise general and

special educational requirements to be effective 2 years from adoption. Partial completion of examinations on date of ratification or July 1, 1955, exempts from added requirements on each date. (6) Requires year's residence or specified equivalent to obtain certificate on reciprocity, provided state of certification recognizes N. C. certificates. (9) Empowers Board, after 20 days notice and hearing, to revoke or suspend certificates or censure CPA for violation of rules of ethics adopted by Board, conviction of felony, or any action involving fraud, deceit, or dishonesty. Board is to appoint CPA with more than 5 years experience in state to serve as presiding officer of Board at hearing. (12) Requires licenses issued by Commissioner of Revenue under G. S. 105-41 to designate type of accountant based on information furnished by Board.] To Judiciary 1.

HB 381 - Introduced by Stoner

"For the relief of R. M. Ripple of Davidson County, whose building was damaged by a school bus." [Citing circumstances of accident, authorizes State Board of Education to investigate the claim and to pay proper sum up to $71.43. Effective July 1, 1951.] To Appropriations.

HB 384 - Introduced by Crissman

"To authorize only the municipality in which the principal office of a marble yard is located to levy a license tax on such company." [Amends last paragraph of G. S. 105-96 which permits cities and towns in which the principal office of a marble yard is located to levy license tax on such business, in order to make it clear that only such cities and towns may levy the tax. Effective July 1, 1951.] To Judiciary 2.

HB 385 - Introduced by Atkins

"To amend G. S. 14-410 relating to the transportation and delivery of pyrotechnics in North Carolina." [Amends the proviso of cited section which makes it inapplicable to common carriers so as to make it inapplicable to them only where pyrotechnics are being transported in interstate commerce through the state from a point without the state to an out-of-state consignee. Makes it unlawful to deliver to consignee within the state unless consignee exhibits written authority from county commissioners.] To Propositions and Grievances.

HB 386 - Introduced by Pou and Spruill

"To make supplemental appropriations for 'cost-of-living' increases for the employees of the state departments, bureaus, institutions, and agencies, and to amend Chapter 1249 of the Session Laws of 1949, the same being the General Appropriations Act for the biennium 1949-1951." [Identical with SB 217 digested in the Senate section of today's bulletin.] To Appropriations.

HB 387 - Introduced by Royster

"To regulate the sale of bay rum in the state." [Effective 30 days after ratification, makes it a misdemeanor, punishable by fine or imprisonment or both in discretion of court, to sell or offer for sale or deliver pursuant to sale any bay rum in this state except (1) to a drug store supervised by a licensed pharmacist or assistant pharmacist, (2) pursuant to prescription of a licensed physician, or (3) to licensed barber for use in services performed in barber shop.] To Propositions and Grievances.

HB 390 - Introduced by Fisher of Transylvania and others

"To divide North Carolina into twelve congressional districts." [Identical with SB 218, digested in the Senate section of today's bulletin.] To Congressional Districts.

LOCAL BILLS INTRODUCED -- HOUSE

HB 376 - (Gaston) Introduced by Dellinger

"To amend section 160-346 and section 160-347 of the General Statutes of North Carolina relating to municipal corporations in Gaston County." [Amends cited section to raise annual salaries as indicated in towns having city manager form of government: (1) mayor, from $700 to $1800; (2) councilmen, from $200 to $600; (3) councilman serving as treasurer, $300 to $900. Caption of bill limits application to Gaston County but body of bill contains no such limitation.] To Salaries and Fees.

HB 379 - (Surry) Introduced by Woltz

"To authorize the board of commissioners of Surry County to fix the fees for the service and execution of criminal and civil process." [As title indicates.] To Counties, Cities, and Towns.

HB 382 - (Davidson) Introduced by Stoner

"To allow the city of Lexington to release any interest it and the public generally may have in certain lands for the purpose of permitting Lexington Grocery Company to cross a part of Railroad Street for private purposes." [Authorizes city governing body to permit grocery company to connect two buildings on opposite sides of street so long as minimum clearance of 15 feet, 1 inch, from street to connection is maintained.] To Counties, Cities, and Towns.

HB 383 - (Beaufort) Introduced by Rodman

"Regulating the salaries of the clerk of the superior court, the register of deeds, the sheriff, and members of the board of education of Beaufort County." [Sets indicated annual salaries for following county officials: (1) clerk of superior court, $3900, plus $300 for services as judge of juvenile court; (2) register of deeds, $3900; (3) sheriff, $3900. Permits county commissioners to increase or decrease these salaries by not more than 10%, to determine number and pay of deputies and clerks for clerk of superior court, clerks for register of deeds, and deputies for sheriff, and to fix salary for 1 deputy permitted register of deeds. Fixes pay of members of county board of education at $10 per meeting. Validates previous payments to county officials not in excess of amounts authorized in this bill.] To Counties, Cities, and Towns.

HB 388 - (Craven) Introduced by Hardison

"To create a bird sanctuary within the territorial limits of the city of New Bern, Craven County, North Carolina." [Makes it a misdemeanor, punishable by a fine up to $50 or imprisonment up to 30 days, to trap, hunt, or shoot any birds or molest wilfully any birds' nests, birds' eggs or any kind of bird life within the territorial limits of New Bern.] To Wildlife Resources.

HB 389 - (Carteret) Introduced by Dill

"To amend Chapter 134 of the Public-Local Laws of 1931 relating to the term of office of the tax collector of Carteret County." [Amends cited act to increase term of office of tax collector from 2 to 4 years. Collector appointed for term beginning April 1, 1951, is to serve until first Monday in December, 1954, at which time and quadrennially thereafter commissioners are to appoint successor.] To Counties, Cities, and Towns.

HB 391 - (Buncombe) Introduced by Taylor of Buncombe, Gudger, and Love

"Fixing the salaries of deputy sheriffs and certain other employees of the office of the sheriff of Buncombe County." [Sets monthly salary schedules as follows: chief deputy sheriff, $320; night chief deputy, $300; deputy sheriffs (not to exceed 21 in addition to above named chiefs, but including those assigned to jail duty) $270 with $10 extra for night duty; female deputies or matrons (not to exceed 3) $175. Salaries are in lieu of fees and are retroactive to January 1, 1951.] To Salaries and Fees.

HB 392 - (Buncombe) Introduced by Taylor of Buncombe, Gudger, and Love "Amending Chapter 761 of the Session Laws of 1947 relating to the salary of the sheriff of Buncombe County." [Raises sheriff's annual salary from $4800 to $6000.] To Salaries and Fees.

HB 393 - (Buncombe) Introduced by Taylor of Buncombe, Gudger, and Love "Fixing the salary of the constable of Asheville Township in Buncombe County." [Sets monthly salary of constable designated in title at $280.] To Salaries and Fees.

HB 394 - (Buncombe) Introduced by Taylor of Buncombe, Gudger, and Love "Amending Chapter 273 of the Public-Local Laws of 1937 as amended by Chapter 424 of the Session Laws of 1947 in respect to the salary of the tax supervisor of Buncombe County." [Raises annual salary of tax supervisor from $4200 to $4800.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 39 - Auto registration plates. Reported favorably.
SB 43 - Welfare commissioner pay. Reported favorably.
SB 112 - Suability of charitable organizations. Passed second and third readings.
SB 116 - Advertisement for claims on decedent, as amended in Senate 1/31. Failed to pass second reading.
SB 137 - Cemetery trustee sales. Passed second and third readings.
SB 145 - Telephone profanity. Reported favorably.
SB 154 - Insurance adjusters. Passed second reading.
SB 229 - (Joint Resolution) Accepting Goldsboro invitation. Received from Senate; passed second and third readings.

HB 20 - Speed limit amendment. Reported unfavorably.
HB 44 - School bus drivers pay. Reported unfavorably.
HB 74 - Stating case on appeal. Reported favorably.
HB 89 - Wrongful death limitation statute. Passed second and third readings.
HB 94 - Mandatory drunken driving penalties. Reported unfavorably.
HB 95 - Reckless driving in institutions. Reported favorably.
HB 114 - Bribing driving license examiners. Reported favorably.
HB 143 - School age. Reported favorably as amended; re-referred to Appropriations.
HB 174 - Property tax limitation. Passed second and third readings.
HB 192 - Divorce complaint, as amended in House 2/15. Re-referred to Judiciary 2.
HB 199 - Narrow road speed limit. Reported unfavorably.
HB 215 - Acknowledging instruments. Passed second and third readings.
HB 226 - Insurance adjusters. Postponed to 2/27.
HB 243 - Registration plate transfers. Reported favorably.
HB 286 - Validating foreclosures. Passed second and third readings.
HB 297 - Departmental information exchange. Reported favorably.

LOCAL BILLS

SB 78 - (Johnston) Smithfield police jurisdiction. Amendment adopted reducing extension of arresting power jurisdiction from 2 miles to 1; passed second and third readings.
SB 150 - (Richmond) Sale of publicly-owned lot. Reported favorably.

HB 15 - (Richmond) Sheriffs fees. Reported favorably.
HB 219 - (Guilford) Damages by dogs. Passed second and third readings.
HB 236 - (Catawba) Newton arrest fees. Reported favorably.
HB 238 - (Craven) Cherry Point school. Reported favorably.
HB 252 - (Cumberland) Fayetteville council election. Reported favorably as amended.
HB 256 - (Caswell) Yanceyville fireman equipment. Reported favorably.
HB 285 - (Nash and Edgecombe) Rocky Mount charter. Reported favorably.
HB 315 - (Stanly) Albemarle city manager election. Reported favorably.
HB 319 - (Cumberland) Rural policemen. Reported favorably.
HB 340 - (Tyrrell) School superintendent qualifications. Reported favorably.
HB 351 - (Union) County commissioners clerk. Passed second and third readings.
HB 353 - (Wake) Precinct policeman. Reported favorably.
HB 358 - (Graham) Appointing board of education. Reported favorably.
HB 363 - (Buncombe) Commissioner of institutions. Reported favorably.

Next session of House: 12:00 noon, Thursday, February 22, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 41
Thursday, February 22, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 230 - Introduced by Carlyle

"To amend G. S. 106-465, to provide for optional non-participating memberships in tobacco boards of trade." [Inserts new paragraph in G. S. 106-465 to provide that membership in tobacco boards of trade may be divided into two categories, (1) warehousemen and (2) purchasers of leaf tobacco other than warehousemen. A holder of membership as purchaser of leaf tobacco, upon written notice to the board of trade, has option of becoming (1) a participating or (2) a non-participating member. Non-participating members of the boards of trade are not to participate in or have any voice in the management, activities, allotment of sales time, etc. or in any other respect, nor are they to be responsible for any of the acts of the tobacco boards of trade.] To Agriculture.

SB 232 - Introduced by Poole

"To amend section 62-121.8 of the General Statutes of North Carolina so as to include insecticides, fungicides and the ingredients thereof in the exemptions under said section." [Amends G. S. 62-121.8 to exempt persons and vehicles engaged in transporting insecticides, fungicides, and ingredients thereof from regulation by the Utilities Commission.] To Public Utilities.

SB 233 - Introduced by Carruthers

"To amend Article 7 of Chapter 95 of the General Statutes relating to boiler inspector examinations and boiler inspection fees." [Amends G. S. 95-62 to provide that special boiler inspector commissions may be issued by Commissioner of Labor to qualified boiler insurance company inspectors who have certificates of competency. To secure such certificate boiler inspector must pass the inspector examination provided for in G. S. 95-63, or pass an examination in a state having equal standards, or hold a certificate from the national board of boiler and pressure vessel inspectors. Commission is to be in form of a credential card and expires annually on December 31. Commission fee is set at $2. Amends G. S. 95-63 to require that applications for inspector examinations be submitted in writing and upon duplicate forms furnished by Department of Labor. Sets application fee at $10. Provides that applicants who pass the examination are entitled to certificates of competency. Amends G. S. 95-68 to set new schedule of fees to be paid by person using, operating, or causing to be operated any boiler required to be inspected by this article to the chief or deputy inspector. Effective date, July 1, 1951.] To Insurance.

LOCAL BILLS INTRODUCED -- SENATE

SB 231 - (Forsyth) Introduced by Carlyle

"To amend G.S. 162-6 relating to fees to be charged by the sheriff of Forsyth County." [Effective April 1, 1951, amends G. S. 162-6 relating to sheriff fees to set detailed schedule of fees to be allowed Forsyth County sheriff.] To Salaries and Fees.

SB 234 - (Mecklenbrug) Introduced by Morris

"To amend the charter of the town of Matthews so as to provide for the holding of a primary for the nomination of candidates for the general municipal election." [Amends Matthews charter to provide for a primary election to nominate town officials to be elected at the general municipal election. No names other than those nominated in the primary may be placed on the general ballot. Primaries are to be held on second Saturday in April preceding general municipal election and are to be held in same place and conducted in same manner and by same officials as are general elections. Persons desiring to become candidates in the primary must, at least 10 days prior thereto, file notice with town clerk and pay $5 fee to be turned over to town treasurer. Clerk must publish for 3 successive days in a daily newspaper of general circulation in the town the names of all candidates as they will appear on the ballot. Clerk must have ballots printed according to prescribed form with names of candidates for each office arranged alphabetically and without any type of party designation. All persons qualified to vote at the succeeding municipal election are qualified to vote in the primary and are subject to challenge by any resident of the town under the law applicable to challenge at a general municipal election. Provides that the 2 candidates receiving the highest number of votes for mayor, the 6 receiving the highest number for commissioner, and the 2 receiving the highest number for any other elective office shall have their names placed on the general election ballot. If in primary any candidate for mayor receives majority of all votes cast or if 3 candidates for commissioner receive a majority of all votes cast, then only 1 candidate for mayor and 3 for commissioner shall appear on the general election ballot.] Passed three readings and sent to House.

SB 235 - (Halifax) Introduced by Allsbrook

"Authorizing the board of commissioners of the city of Roanoke Rapids to call an election upon the question of adopting a city manager form of government for the city of Roanoke Rapids." [Authorizes Roanoke Rapids city commissioners to call an election to determine whether city manager form of government, "Plan D" (G. S. 160-338 to 160-351) as modified by this bill, shall be adopted in city. If approved, mayor and board of commissioners as provided in present city charter will continue to constitute the city governing body; board must appoint city manager, who need not be a city resident, and fix his salary. City manager is to have usual powers but his power to hire and fire city employees does not cover city attorney, clerk, auditor, and members of committees appointed by board. Salaries of employees are to be fixed by commissioners. If approved, city manager form of government will be effective from and after the next succeeding July 1. If majority vote is against a city manager, the same question is not to be resubmitted to a vote within 12 months of the election; thereafter if 25% of voters petition the city commissioners for another election, then the board must order such election.] To Counties, Cities, and Towns.

SB 236 - (Buncombe) Introduced by Weaver

"To authorize the conveyance of certain school property, now held by the board of education of Buncombe County for the Asheville school board, to the said school board." [Provides that the title to all public school property in the Asheville city administrative unit shall vest in the Asheville school board. Directs Buncombe County board of education to execute deeds to convey to the Asheville school board all such property the legal title to which now vests in the county board for the use and benefit of the Asheville school board or the Asheville public schools. The title to all public school property hereafter acquired within the city unit shall be taken in name of Asheville school board.] To Counties, Cities, and Towns.

SB 237 - (Montgomery) Introduced by Dorsett

"To fix the fees of the register of deeds and the clerk of the superior court of Montgomery County." [Effective March 1, 1951, sets detailed schedules of fees to be charged by register of deeds and clerk of the superior court in Montgomery County.] To Salaries and Fees.

SB 238 - (Macon) Introduced by Jones of Macon

"To permit the board of education of Macon County to sell certain school property no longer necessary for school purposes at private sale to religious groups or municipal corporations." [As title indicates; adequacy of consideration of sale must be approved by the board of county commissioners.] To Counties, Cities, and Towns.

SB 239 - (New Hanover) Introduced by Lennon

"To authorize the board of commissioners of New Hanover County to defer and postpone the revaluation of real property in said county." [Authorizes county commissioners to defer for the year 1951 or 1952 the revaluation of real property as required by Ch. 535, 1949 Session Laws. Permits next revaluation to be by horizontal increase or reduction or by actual appraisal, or both.] To Finance.

SB 240 - (Durham) Introduced by Sawyer

"To amend Chapter 412 of the Session Laws of 1949, relating to municipal taxation of taxicabs in the city of Durham." [Amends cited chapter to reduce the maximum additional license tax which can be levied by the city annually upon any person engaged in a taxicab business from $50 to $25 per vehicle.] To Finance.

SB 241 - (Richmond) Introduced by Page

"Fixing the compensation of certain election officials, fixing minimum filing fees for certain candidates for office and requiring the creation of additional voting precincts in Richmond County." [Sets compensation of members of county board of elections at $16 for each day or any part thereof spent on board work, plus 10¢ per mile travel allowance and compensation for other expenses actually incurred. Sets compensation of election judges at $10 per day; compensation of registrars at $12.50 per day plus 10¢ per mile travel allowance; and compensation of clerks or assistants at $10 per day. Minimum filing fee for any county office is set at $10. Requires county board of elections to establish 4 additional precincts in Marks Creek Township, 3 additional precincts in Rockingham Township, and a new precinct out of part of Wolf Pit precinct number 2. Requires new registration of voters in all affected precincts prior to next primary election in Richmond County.] To Salaries and Fees.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 16 - Filling legislature vacancies (Senate committee substitute 2/21). Postponed to 2/27.

SB 55 - General Statutes Commission. Passed second and third readings.

SB 57 - Computing kinship. Committee substitute adopted rewrites entire bill to provide simply that in all cases where degrees of kinship are to be computed, and no method of computation is provided by statute, they are to be computed by the civil law rule; amended to prevent application to pending litigation; passed second and third readings.

SB 58 - Imported property liens. Amended to clarify language without changing sense of bill; passed second and third readings.

SB 60 - Mortgage sales. Amended to prevent application to pending litigation; passed second and third readings.

SB 61 - Proof of attested instruments. Amended (1) to delete provision in section dealing with proof of handwriting which requires person undertaking to prove execution to furnish affidavit showing facts which authorize proof to be made as provided in section, and (2) to prevent application to pending litigation; passed second and third readings.
SB 63 - Commencing civil actions. Amended to prevent application to pending litigation; passed second and third readings.
SB 66 - Husband and wife tort actions. Passed second and third readings.
SB 67 - Domestic relations amendments. Amended (1) to make children born of bigamous as well as voidable marriages legitimate, and (2) to prevent application to pending litigation; passed second and third readings.
SB 68 - Handling funds owed intestate. Amended to prevent application to pending litigation; passed second and third readings.
SB 69 - Fiduciary security bonds. Amended to prevent application to pending litigation; passed second and third readings.
SB 70 - Lapsed devises and legacies. Amended to prevent application to pending litigation; passed second and third readings.
SB 71 - Notary public amendments. Amended to prevent application to pending litigation; passed second and third readings.
SB 72 - Corporations amendments. Amended to prevent application to pending litigation; passed second and third readings.
SB 74 - Partnerships and assumed names. Amended to prevent application to pending litigation; passed second and third readings.
SB 95 - Custody in divorce cases. Reported unfavorably.
SB 181 - Unpaid sales tax penalty. Reported favorably.
SB 184 - Health employees retirement. Passed second reading.
SB 189 - Diphtheria immunization. Passed second and third readings.
SB 190 - Sanitary district hearings. Passed second reading.
SB 198 - Assistant clerks. Reported favorably.

HB 66 - Assistant to chief justice. Re-referred to Judiciary 2.
HB 86 - Transmitting death sentences. Postponed to 2/28.
HB 89 - Wrongful death limitation statute. Received from House; sent to Judiciary 2.
HB 146 - Boarding the aged, as amended in House 2/14. Passed second and third readings.
HB 173 - County association dues, as amended in House 2/7. Reported favorably.
HB 174 - Property tax limitation. Received from House; sent to Constitutional Amendments.
HB 197 - Assumption of school bonds. Reported favorably.
HB 205 - Health board members. Passed second and third readings.
HB 215 - Acknowledging instruments. Received from House; sent to Judiciary 2.
HB 230 - Future interests special proceedings. Passed second and third readings.
HB 239 - Jurors fees. Passed second and third readings.
HB 286 - Validating foreclosures. Received from House; sent to Judiciary 2.

LOCAL BILLS

SB 78 - (Johnston) Smithfield police jurisdiction, as amended in House 2/21. Received from House for concurrence in House amendment; concurred.
SB 156 - (Macon) Highlands conveyance. Passed second and third readings.
SB 157 - (Forsyth) Winston-Salem adjustment board. Passed second and third readings.
SB 174 - (Harnett) Dunn city manager election. Passed second reading.
SB 178 - (Durham and Wake) Durham County boundary. Passed second reading.
SB 182 - (Stanly) Albemarle city manager election. Passed second reading.
SB 185 - (Forsyth) Agriculture building. Passed second reading.
SB 193 - (Wake) Unpaid witness fees. Passed second and third readings.
SB 194 - (Wake) Chief accepting affidavits. Passed second and third readings.
SB 203 - (Sampson) Clinton police jurisdiction. Passed second and third readings.
SB 207 - (Johnston) Brogden school teacher. Passed second and third readings.
SB 234 - (Mecklenburg) Matthews primary. Passed three readings.

HB 16 - (Rowan) Salisbury charter amendment. Passed second reading.
HB 37 - (Warren) Removing tax limitation. Passed second reading.
HB 161 - (Yancey) Sheriff salary. Reported favorably.
HB 169 - (Wake) Holly Springs charter, as amended in House 2/13. Passed second reading.
HB 187 - (Transylvania) Brevard bond proceeds. Passed second and third readings.
HB 194 - (Forsyth) Register of deeds fees. Reported favorably.
HB 208 - (Robeson) County law library, as amended in House 2/12. Passed second reading.
HB 218 - (New Hanover) Assistant CSC. Passed second and third readings.
HB 219 - (Guilford) Damages by dogs. Received from House; sent to Judiciary 2.
HB 220 - (Guilford) County group life insurance. Passed second and third readings.
HB 223 - (Guilford) County fire protection. Passed second and third readings.
HB 232 - (Onslow) Appointing constables. Passed second and third readings.
HB 253 - (Washington) Disposition of delinquent taxes. Passed second and third readings.
HB 257 - (Alamance) County commissioners pay. Reported favorably.
HB 258 - (Alamance) Officials pay, as amended in House 2/14. Reported favorably.
HB 264 - (Pender) Special taxes. Reported favorably.
HB 267 - (Gaston) County commissioners pay. Reported favorably.
HB 269 - (Madison) Electing tax collector. Passed second and third readings.
HB 272 - (Pasquotank) Recorder court fees. Reported favorably.
HB 282 - (Craven) County officials pay. Reported favorably.
HB 283 - (Washington) Register of deeds fees. Reported favorably.
HB 294 - (Surry) Register of deeds fees. Reported favorably.
HB 301 - (Lee) Professional bondsmen. Amended to raise amount of required deposit from $1,000 to $2,000; passed second and third readings.
HB 311 - (Randolph) Officials pay. Reported favorably as amended.
HB 320 - (Chowan) Officials pay. Reported favorably.
HB 321 - (Chowan) Sheriff pay. Reported favorably.
HB 351 - (Union) County commissioners clerk. Received from House; sent to Judiciary 2.

BILLS RATIFIED

SB 10 - CSC bail power, as amended in House 2/19.
SB 112 - Suability of charitable organizations.
SB 137 - Cemetery trustee sales.
SR 229 - (Joint Resolution) Accepting Goldsboro invitation.

HB 70 - Jurisdiction of emergency judges.

Next session of Senate: 10:00 a.m., Friday, February 23, 1951.

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BULLETIN NO. 41
Thursday, February 22, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 395 - Introduced by Holmes

"To authorize the North Carolina Industrial Commission to hear and determine certain tort claims against the State Highway and Public Works Commission." [As title indicates. Specifies procedure to be followed by Commission in hearing and reviewing two specified claims involving B. W. Copeland. Permits negotiated settlement with approval of Attorney-General and Industrial Commission. Authorizes Commission to appoint deputies and clerical assistants, if necessary, and deputies are to have same power to hear and take testimony in these claims and in cases under the Workmen's Compensation Act as granted Commission deputies under G.S. 97-79(b) and 97-84. Requires Commission to approve compensation paid counsel for claimants. Makes no provision for payment of award.] To Judiciary 1.

HB 396 - Introduced by Rodman

"Adopting Volumes 2-A, 2-B and 2-C of the General Statutes." [Re-enacts G.S. 26-1 through G.S. 105-462, now contained in Volume II of N. C. General Statutes, as contained in re-designated Volumes 2-A, 2-B, and 2-C. Enactment does not include appended annotations and references supplemental to actual legislation.] To Judiciary 1.

HB 398 - Introduced by Bender

"To provide for the relief of Mrs. William P. Mattocks, administratrix of the estate of William Percy Mattocks, who was killed as the result of a highway washout." [Authorizes N. C. Industrial Commission to hear evidence surrounding described death of Mr. Mattocks, and upon determination that his death was caused by the negligence of the Highway Commission in the absence of contributory negligence, directs Commission to award Mrs. Mattocks just compensation not to exceed $25,000. Highway Commission is directed to pay amount of award.] To Appropriations.

HB 402 - Introduced by Kiser

"To repeal G.S. 106-25 and G.S. 106-26, relating to farm census reports." [As title indicates; repealed sections require counties to assist Department of Agriculture in making a census of farms in each county.] To Agriculture.

HB 403 - Introduced by Horton

"Reimbursing Meletta Garrison for injuries sustained when she fell while getting off of the Mull School bus." [Cites circumstances of accident and authorizes State Board of Education to investigate claim and on proper finding to pay $187.50.] To Appropriations.

HB 407 - Introduced by Dawkins and Fisher of Cumberland

"To authorize counties to reconvey tax foreclosed property to the former owners or other interested parties upon the payment of all taxes due." [Amends G.S. 105-391(v) to permit counties as well as cities to reconvey tax foreclosure property as indicated in title, and validates all such transfers previously made by county commissioners. Does not affect pending litigation.] To Finance.

HB 410 - Introduced by Sanders and others

"To amend section 131-119 of the General Statutes of North Carolina authorizing the North Carolina Medical Care Commission to make contributions of funds for indigent patients hospitalized in approved hospitals." [Amends cited section to change the amount of state aid for indigent patients in state approved hospitals from $1 per day to 50% of hospital cost, provided balance is provided by responsible city or county or some source other than hospital rendering the service. Appropriates $1,800,000 per year for 1951-53 biennium to Medical Care Commission in lieu of any other appropriation for indigent care under the section.] To Appropriations.

HB 412 - Introduced by Lassiter and others

"To provide for the issuance by the Department of Motor Vehicles of special registration plates to motor vehicle owners who operate amateur radio stations." [Directs Department to issue to each motor vehicle owner holding an unrevoked and unexpired official amateur radio station license issued by the Federal Communications Commission permanent registration plates inscribed with his assigned radio call letters instead of the usual number. Operator must apply to Department for license by April 30th of year preceding issue, must pay regular fees prescribed by G.S. 20-87 plus $1 at time of issuance and regular fees each year thereafter, and must prove to Department each year that his license remains in good standing. Plates are good so long as operator holds license.] To Roads.

LOCAL BILLS INTRODUCED -- HOUSE

HB 397 - (Franklin, Granville, Vance, and Warren) Introduced by Royster, Yarborough, and Allen

"To create a Law Enforcement Officers' Relief Fund for the Quad-County Peace Officers' Association." [Creates cited association for law enforcement officers of named counties and municipalities therein, to be governed by executive board composed of sheriff and one officer from each county. Initiation fee of not more than $5 and annual dues of not more than $12, are to be fixed by board. Board is to meet at least every January, to select a chairman and a treasurer, and to make rules for administration of relief fund. Fund is to be formed from donations and from $1 fee taxed in bill of costs in every criminal case in any court in each county wherein defendant is found guilty and pays costs. JP, CSC, or other officer of court is directed to turn over fees collected monthly with itemized report, subject to committing misdemeanor punishable by fine or imprisonment or both in discretion of court for wilful failure to report correctly. Benefits from fund, to be limited to not more than $600 annually per member, are to be awarded by executive board, after investigation, for relief of officers injured or becoming ill while on duty, for retirement of members, and for relief of widows, children and dependent parents of members. Prohibits action at law to enforce any claim, and protects rights of officers entitled to benefits within 30 days of appointment or election but before becoming members of association. Empowers board to insure all members against death or disability or both under group insurance. Does not affect membership in state-sponsored retirement systems.] To Judiciary 1.

HB 399 - (Randolph) Introduced by Ward

"Regulating the terms of grand jurors in Randolph County." [Repeals Ch. 95, Session Laws, 1945, and re-enacts Ch. 296, Public-Local Laws, 1941, which provides for selection of 18-member grand jury at first term of criminal court convened on or after January 1 and July 1 each year for terms of 6 months.] To Courts and Judicial Districts.

HB 400 - (Wake) Introduced by Pou, Whitley, and Womble

"To create a bird sanctuary within the territorial limits of Wake Forest, in Wake County." [Makes it a misdemeanor punishable by fine up to $50 and imprisonment up to 30 days to hunt, trap, or kill any birds within territorial limits of Wake Forest.] To Wildlife Resources.

HB 401 - (Brunswick) Introduced by Mintz

"To provide for the propogation and rehabilitation of oysters and clams in the waters and sounds of Brunswick County." [Directs Department of Conservation and Development to survey waters of county and lay out, plant, and mark oyster and clam beds therein. Makes it a misdemeanor to take oysters or clams from the beds within 3 years of planting.] To Commercial Fisheries and Oyster Industry.

HB 404 -(Martin) Introduced by Anderson

"To amend the charter of the town of Jamesville so as to provide for the holding of a primary for nomination of candidates for the municipal election." [Establishes procedure for primary elections for town officers. All nominations for general elections would be made in a primary held on fourth Monday preceding general election. Notices of candidacy for mayor and 5 commissioners to be filed, along with $5 fee, with town clerk 10 days prior to primary. Immediately after expiration of filing time, names of nominees are to be posted and ballots prepared. Ballots must be counted immediately upon closing of polls and returns made within 6 hours. Results are to be canvassed and made public the following day. Candidate receiving highest vote for mayor, and the 5 receiving highest vote for commissioner are made candidates of their political party. Whenever no more than one files for mayor and 5 file for commissioner for one party, they shall be declared nominees by their party without primary election.] To Counties, Cities, and Towns.

HB 405 - (Richmond) Introduced by Pittman

"To create a bird sanctuary within the territorial limits of Hamlet, in Richmond County." [Makes Hamlet a bird sanctuary in which hunting, trapping, or killing any birds is made misdemeanor punishable by fine up to $50 or imprisonment up to 30 days.] To Wildlife Resources.

HB 406 - (Stanly) Introduced by Goodman

"To provide for the nomination and election of the county board of education in Stanly County." [Terminates terms of all education board members appointed by acts of General Assembly on first Monday in December, 1952. In 1952 party primaries each party is to nominate candidates for board, and such nominees are to be voted on in 1952 general election; 5 who receive highest vote in general election are to take office on first Monday in December, 1952, and hold office for 2 years. Biennially thereafter same procedure is to be followed. Candidates in primary must certify in filing notice the exact location of their residences. Vacancies on board are to be filled for unexpired terms by county executive committee of party to which vacating member belonged.] To Education.

HB 408 - (Orange) Introduced by Umstead

"To amend Chapter 629, Session Laws of 1949, extending the planning and zoning powers of the town of Chapel Hill." [Extends town's planning and zoning authority from 1 mile outside corporate limits to 4 miles outside, but does not extend the authority to Carrboro or parts of any other county. Directs governing body to set up "Zoning Commission Enlarged" to serve as planning and zoning commission for area outside town limits; commission to be composed of town planning board plus 3 residents of affected area outside town limits appointed by board of county commissioners to serve staggered 3-year terms. Chairman and secretary of town planning board made chairman and secretary of enlarged commission ex officio. If zoning ordinance is adopted for outside area, county commissioners must appoint 3 residents of affected area as additional members of board of adjustment to serve staggered 3-year terms; these additional members are to function only with respect to area outside town. Chapel Hill building inspector is to serve for new area; appeals lie to "Board of Adjustment Enlarged."] To Counties, Cities, and Towns.

HB 409 - (Orange) Introduced by Umstead

"To create a bird sanctuary within the town of Chapel Hill in Orange County." [Makes Chapel Hill a bird sanctuary in which the killing, trapping, or taking of birds (except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, starlings, pigeons, and domestic fowls) is made a misdemeanor punishable by fine up to $50 or imprisonment up to 30 days.] To Wildlife Resources.

HB 411 - (Alleghany) Introduced by Doughton

"Fixing the salary of the sheriff of Alleghany County and relating to certain fees in the sheriff's office." [In addition to fees allowed by law, effective with month of April, 1951, sets annual salary of sheriff at $2,400. Sets following fees for sheriff: arrest, $2; serving civil summons in superior court, $2; serving summons in JP court, $1; serving subpoena, 50¢.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19). Reported favorably as amended.
SB 39 - Auto registration plates. Passed second and third readings.
SB 43 - Welfare commissioner pay. Passed second and third readings.
SB 77 - Rural rehabilitation agreements, as amended in Senate 2/5. Reported favorably.
SB 140 - Local recreation commissions (Senate committee substitute 2/15). Reported favorably as amended.
SB 145 - Telephone profanity. Postponed to 2/23.
SB 154 - Insurance adjusters. Passed third reading.
SB 168 - Presidential terms. Received from Senate; placed on calendar; passed second reading.
SB 196 - Signature of clerk. Received from Senate; sent to Courts and Judicial Districts.

HB 12 - Transportation of pyrotechnics. Reported unfavorably.
HB 55 - (Joint Resolution) Aycock portrait. Reported favorably as amended.
HB 59 - Presidential terms. Postponed to 2/23.
HB 72 - Assistant solicitors. Reported favorably as amended.
HB 74 - Stating case on appeal. Passed second and third readings.
HB 95 - Reckless driving in institutions. Passed second and third readings.
HB 100 - Validating wills. Reported favorably as to committee substitute; committee substitute adopted to (1) validate wills only with respect to lack of probate and registration and (2) apply only to wills presented to CSC and recorded prior to January 1, 1943.
HB 114 - Bribing drivers license examiners. Passed second and third readings.
HB 177 - Nonsuit in criminal cases. Reported favorably.
HB 243 - Registration plate transfers. Passed second and third readings.
HB 266 - Eliminating second primary. Reported unfavorably.
HB 277 - Licensing wheat threshers. Reported unfavorably.
HB 297 - Departmental information exchange. Passed second and third readings.
HB 342 - 10% tax reduction. Reported unfavorably.
HB 384 - Marble yard license tax. Reported favorably as amended.

LOCAL BILLS

SB 3 - (Lincoln and Catawba) Superior court terms, as amended in Senate 2/12. Reported favorably.
SB 150 - (Richmond) Sale of publicly-owned lot. Passed second and third readings.
SB 210 - (Lincoln) Deputy sheriffs. Received from Senate; sent to Counties, Cities, and Towns.
SB 234 - (Mecklenburg) Matthews primary. Received from Senate; sent to Counties, Cities, and Towns.

HB 15 - (Richmond) Sheriffs fees. Passed second and third readings.
HB 36 - (Graham) Primary law. Reported favorably as amended.
HB 42 - (Cherokee, Clay, Graham, Macon and Swain) Rotating state senator. Reported favorably.
HB 46 - (Robeson) Bird sanctuaries. Reported unfavorably.
HB 236 - (Catawba) Newton arrest fees. Passed second and third readings.
HB 238 - (Craven) Cherry Point school. Passed second and third readings.
HB 252 - (Cumberland) Fayetteville council election. Amended to (1) define by metes and bounds the 8 election districts in the city, and (2) provide for calling the election on a Tuesday on or before April 3, 1951, instead of on a Saturday on or before March 24, 1951; passed second and third readings.
HB 254 - (Jackson) Municipal elections. Reported favorably.
HB 256 - (Caswell) Yanceyville fireman equipment. Passed second and third readings.
HB 285 - (Nash and Edgecombe) Rocky Mount charter. Passed second and third readings.
HB 292 - (Avery) Register of deeds fees. Reported favorably.
HB 295 - (Nash) Publishing civil summons. Reported favorably.
HB 307 - (Cumberland) Fayetteville prosecuting attorney. Reported favorably.
HB 308 - (Scotland) Quadrennial revaluation. Reported favorably.
HB 309 - (Scotland) Whiskey still rewards. Reported favorably.
HB 310 - (Randolph) Quadrennial revaluation. Reported favorably.
HB 313 - (Nash) Recorder court jurisdiction. Reported favorably.
HB 315 - (Stanly) Albemarle city manager election. Passed second and third readings.
HB 319 - (Cumberland) Rural policemen. Passed second and third readings.
HB 332 - (Robeson) Bird sanctuaries. Reported favorably.
HB 336 - (Cherokee) Officials pay. Reported favorably.
HB 339 - (Beaufort) Firemen jury exemption. Reported favorably.
HB 340 - (Tyrrell) School superintendent qualifications. Passed second and third readings.
HB 346 - (Vance) Officials pay. Reported favorably as amended.
HB 353 - (Wake) Precinct policeman. Passed second and third readings.
HB 358 - (Graham) Appointing board of education. Passed second and third readings.
HB 363 - (Buncombe) Commissioner of institutions. Passed second and third readings.
HB 364 - (Orange) County officials pay. Reported favorably.
HB 368 - (Pasquotank) Grand jurors terms. Reported favorably.
HB 372 - (Currituck) Coroner pay. Reported favorably.
HB 376 - (Gaston) Municipal officials pay. Reported favorably.
HB 391 - (Buncombe) Deputy sheriff salary. Reported favorably.
HB 392 - (Buncombe) Sheriff salary. Reported favorably.
HB 393 - (Buncombe) Constable salary. Reported favorably.
HB 394 - (Buncombe) Tax supervisor salary. Reported favorably.

Note: A House Resolution was introduced by Bryson and others requesting State Board of Education to allocate additional funds to western counties to hire adult school bus drivers for operation of busses over hazardous roads. To Education.

Next session of House: 11:30 a.m., Friday, February 23, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 42
Friday, February 23, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 243 - Introduced by Price and Carlyle

"To amend sections 160-414 and 160-415 of the General Statutes (being portions of the Revenue Bond Act of 1938) so as to authorize municipalities to issue revenue bonds for parking facilities and to pledge parking meter revenues to the payment of such bonds." [Objective indicated in title is accomplished by adding "parking facilities" to G.S. 160-414 (a)(1), which defines "undertakings" permitted by cited act; parking facilities are defined to include both on-street parking meters and off-street garages plus the acquisition, construction, and operation thereof. Adds to G.S. 160-415, which enumerates powers granted cities, counties, and sanitary districts under Revenue Bond Act, provisions empowering those governmental units (1) to lease "undertakings" for periods and on conditions deemed advisable by governing body, (2) to install on-street parking meters and to adopt regulations and impose charges both for those already installed and those installed hereafter, and (3) to combine into a single "undertaking" for financing and traffic regulation purposes, both parking meters and any parking facilities financed by revenue bonds and to pledge for their payment all or part of revenues derived from parking meters.] To Finance.

SB 244 - Introduced by Price and Carlyle

"To provide for the issuance of bonds by municipalities for financing off-street parking facilities; providing for the imposition and collection of rates, rentals, fees and charges for the use of such parking facilities; pledging to the payment of such bonds the revenues of such parking facilities; providing for the levy of special assessments upon benefited property; and authorizing the pledging of such special assessments and the revenues of on-street parking meters." [Empowers cities and towns (1) to acquire, build, and operate tax-free off-street parking facilities; (2) to issue bonds for the cost thereof; (3) to fix and collect charges for services furnished by parking facilities; (4) to accept grants or loans from federal government for the planning, construction, and operation of such facilities; (5) to acquire property needed for projects by eminent domain; and (6) to lease such facilities. Bonds issued for parking facilities are to be issued under Municipal Finance Act but without regard to any debt limitation contained in that act or in any other law; to pay such bonds municipality is to pledge revenues from such facilities and it may also pledge revenues from on-street parking meters and from special assessments on benefited property. Cities and towns are specifically empowered to install on-street parking meters. A detailed procedure for imposing special assessments to finance off-street parking facilities is set out. Petition for special assessment must be signed by majority in number of owners of property in the benefited area, who must represent a majority of the lineal front footage, square feet, or floor space of benefited area against which assessments are to be levied. Public hearing before governing body on project and method of assessment and payment thereof is provided for, as well as right of appeal from final assessment to superior court. Property used for municipal off-street parking facilities is exempt from taxes and assessments and from taxes on the income therefrom; bonds issued under this bill, their transfer, and the income therefrom are also exempt from taxation.] To Finance.

SB 246 - Introduced by Bailey

"To authorize the State Department of Motor Vehicles to reimburse R. L. Randolph for damages to his automobile resulting from a collision with a highway patrol car on December 31, 1950." [Authorizes Department of Motor Vehicles to investigate cited claim, and upon determination that accident was caused by the negligent operation of the highway patrol car in the absence of contributory negligence, authorizes department to pay Randolph an amount not exceeding $61.42.] To Appropriations.

LOCAL BILLS INTRODUCED -- SENATE

SB 242 - (Brunswick) Introduced by Frink

"Relating to the election of the mayor and members of the board of aldermen of the town of Southport." [Effective April 1, 1951, provides that any candidate for mayor or town alderman must file notice of candidacy not less than 10 days before the general election together with a $2.00 filing fee. Two aldermen are to be elected from each ward where they must reside, but all elective town officers must be voted upon by voters of entire town.] To Counties, Cities, and Towns.

SB 245 - (Iredell) Introduced by Dearman

"To extend the planning and zoning powers of the city of Statesville and its governing body to the territory beyond and surrounding the corporate limits of the city of Statesville for a distance of one mile in all directions." [Empowers city governing body to adopt ordinances and regulations as deemed necessary to control and restrict the size of buildings, percentage of a lot that may be occupied, size of yards, density of population, and location and use of buildings and land for business or residential purposes both within the city's corporate limits and, when specifically provided by ordinance, within a 1-mile area beyond and surrounding the city limits; extends powers of planning and/or zoning conferred on city to such area. When governing body authorizes city planning board to recommend a zoning ordinance for territory beyond city limits, body must appoint 4 residents of such territory to serve as additional members of city planning board with respect only to matter of zoning such territory; term of office of such members terminates when ordinance is enacted by governing body. Authorizes governing body to require that a free building permit be obtained from city building inspector prior to construction of any building in the area beyond the corporate limits. Governing body must not enact any ordinance under provisions of this bill without first holding a public hearing.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 106 - Uniform support act. Reported favorably as to committee substitute; committee substitute adopted (1) deletes from original bill provision giving state or political subdivision which has furnished support to an obligee the same right to reimburse itself by invoking the act as the obligee to whom the support was furnished, (2) adds requirement that actions under act must be started by issuance of summons in form required for actions for alimony without divorce, (3) with reference to duty of court of this state as initiating state, provides that the court must find from return on summons and verified complaint that defendant is not to be found in this state before certifying complaint, etc., to responding state; (4) requires application of rules of evidence applicable to superior court rather than to juvenile court in hearings under act; and (5) changes effective date from January 1, 1952, to July 1, 1951.

SR 135 - (Joint Resolution) United Nations prayer. Reported favorably.
SB 152 - Insurable interest in partners. Reported favorably as amended.
SB 155 - Insurance company investment. Reported favorably.
SB 181 - Unpaid sales tax penalty. Passed second and third readings.
SB 184 - Health employees retirement. Passed third reading.
SB 190 - Sanitary district hearings. Passed third reading.
SB 198 - Assistant clerks. Passed second and third readings.
SB 215 - Standard fire insurance policy. Reported favorably.

HB 74 - Stating case on appeal. Received from House; sent to Judiciary 2.
HB 95 - Reckless driving in institutions. Received from House; sent to Public Roads.
HB 114 - Bribing driver license examiners. Received from House; sent to Public Roads.
HB 173 - County association dues, as amended in House 2/7. Re-referred to Finance.
HB 197 - Assumption of school bonds. Passed second reading.
HB 243 - Registration plate transfers. Received from House; sent to Public Roads.
HB 297 - Departmental information exchange. Received from House; sent to Public Roads.

LOCAL BILLS

SB 174 - (Harnett) Dunn city manager election. Passed third reading.
SB 178 - (Durham and Wake) Durham County boundary. Passed third reading.
SB 182 - (Stanly) Albemarle city manager election. Passed third reading.
SB 185 - (Forsyth) Agriculture building. Passed third reading.
SB 220 - (Johnston) Pine Level police jurisdiction. Reported favorably.
SB 223 - (Halifax) Roanoke Rapids property sale. Reported favorably.
SB 224 - (Granville) Mayor court costs. Reported favorably.
SB 225 - (Granville) Oxford police jurisdiction. Reported favorably.
SB 226 - (Wayne) Goldsboro charter amendments. Reported favorably; placed on calendar; passed second and third readings.
SB 235 - (Halifax) Roanoke Rapids city manager election. Reported favorably.
SB 236 - (Buncombe) School property conveyance. Reported favorably.
SB 238 - (Macon) School property sale. Reported favorably.

HB 15 - (Richmond) Sheriffs fees. Received from House; placed on calendar; passed second and third readings.
HB 16 - (Rowan) Salisbury charter amendment. Passed third reading.
HB 33 - (Anson and Wake) Deputy tax collectors (House committee substitute 2/12), as amended in House 2/15. Reported favorably.
HB 37 - (Warren) Removing tax limitations. Passed third reading.
HB 161 - (Yancey) Sheriff salary. Passed second and third readings.
HB 169 - (Wake) Holly Springs charter, as amended in House 2/13. Passed third reading.
HB 194 - (Forsyth) Register of deeds fees. Passed second reading.
HB 208 - (Robeson) County law library, as amended in House 2/12. Passed third reading.
HB 236 - (Catawba) Newton arrest fees. Received from House; sent to Counties, Cities, and Towns.

HB 238 - (Craven) Cherry Point school. Received from House; sent to Education.
HB 246 - (Duplin) County officials, as amended in House 2/19. Reported favorably; placed on calendar; passed second and third readings.
HB 256 - (Caswell) Yanceyville firemen's equipment. Received from House; sent to Public Roads.
HB 257 - (Alamance) County commissioners pay. Passed second and third readings.
HB 258 - (Alamance) Officials pay, as amended in House 2/14. Passed second and third readings.
HB 264 - (Pender) Special taxes. Passed second reading.
HB 267 - (Gaston) County commissioners pay. Passed second and third readings.
HB 272 - (Pasquotank) Recorder court fees. Passed second and third readings.
HB 282 - (Craven) County officials pay. Passed second and third readings.
HB 283 - (Washington) Register of deeds fees. Passed second and third readings.
HB 285 - (Nash and Edgecombe) Rocky Mount charter. Received from House; sent to Counties, Cities, and Towns.
HB 294 - (Surry) Register of deeds fees. Passed second and third readings.
HB 311 - (Randolph) Officials pay. Amended to raise salaries proposed in bill for CSC from $3,900 to $4,200, and for sheriff from $4,500 to $4,800.; passed second and third readings.
HB 315 - (Stanly) Albemarle city manager election. Received from House; sent to Counties, Cities, and Towns.
HB 319 - (Cumberland) Rural policemen. Received from House; sent to Counties, Cities, and Towns.
HB 320 - (Chowan) Officials pay. Passed second and third readings.
HB 321 - (Chowan) Sheriff pay. Passed second and third readings.
HB 340 - (Tyrrell) School superintendent qualifications. Received from House; sent to Education.
HB 353 - (Wake) Precinct policemen. Received from House; sent to Counties, Cities, and Towns.
HB 358 - (Graham) Appointing board of education. Received from House; sent to Education.
HB 363 - (Buncombe) Commissioner of institutions. Received from House; sent to Counties, Cities, and Towns.

BILLS RATIFIED

SB 78 - (Johnston) Smithfield police jurisdiction, as amended in House 2/21.

HB 146 - Boarding the aged, as amended in House 2/14.
HB 187 - (Transylvania) Brevard bond proceeds.
HB 205 - Health board members.
HB 218 - (New Hanover) Assistant CSC.
HB 220 - (Guilford) County group life insurance.
HB 223 - (Guilford) County fire protection.
HB 230 - Future interests special proceeding.
HB 232 - (Onslow) Appointing constables.
HB 239 - Jurors fees.
HB 253 - (Washington) Disposition of delinquent taxes.
HB 269 - (Madison) Electing tax collector.

Next session of Senate: 10:00 a.m., Saturday, February 24, 1951, for consideration of local bills only.

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BULLETIN NO. 42
Friday, February 23, 1951

Session: House -- 11:30 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 413 - Introduced by Spruill and others

"To make supplemental appropriations for 'cost-of-living' increases for the employees of the state departments, bureaus, institutions, and agencies, and to amend Chapter 1249 of the Session Laws of 1949, the same being the General Appropriations Act for the biennium 1949-1951." [Identical with SB 217, digested in the Senate section of Bulletin No. 40, Wednesday, February 21, and HB 386 of the same date except that (1) monthly increases of slightly over 10% are specified for each $100 salary category between $1500 and $3000 per year; (2) employees receiving salaries of over $3000 per year are to receive a flat monthly increase of $30.] To Appropriations.

HB 414 - Introduced by Royster

"Reimbursing Thomas Burwell damages to automobile by Vance County school bus." [Citing facts of accident, directs State Board of Education to investigate claim and pay Burwell $94.53 if it finds that bus driver was negligent and Burwell was not guilty of contributory negligence.] To Appropriations.

HB 415 - Introduced by Womble

"To amend Article 51 of Chapter 14 of the General Statutes, relating to protection of the game of baseball, so as to make the article applicable to other athletic contests." [Rewrites G.S. 14-373 to G.S. 14-379 and repeals G.S. 14-380 so as to make those provisions, which constitute bribery of, and acceptance of bribes by, professional baseball players and officials and intentional losing of games by such players or officials a felony, applicable to players and officials in "any athletic contest."] To Judiciary 1.

HB 418 - Introduced by Greene

"To amend Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund." [Effective January 1, 1952, amends G.S. 118-2 to increase from 50¢ to $1 the amount that fire insurance companies must pay to the state insurance commissioner out of every $100 in premiums written on fire and lightning policies covering property situated within the limits of a town or city which has a regularly organized fire department under the control of the mayor and city council or other governing body, has at least $1000 worth of serviceable fire-fighting equipment, and enforces the fire laws to the satisfaction of the insurance commissioner.] To Insurance.

HB 419 - Introduced by Kilpatrick

"To authorize the governing body of any municipality in this state to create a bird sanctuary within the territorial limits of such municipality." [Authorizes creation of bird sanctuaries by ordinance enacted by any municipal governing body. Makes it a misdemeanor punishable by a fine of not more than $50 or imprisonment for not more than 30 days to hunt, kill, or trap any birds within the territorial limits of a municipality which has created a bird sanctuary by ordinance.] To Wildlife Resources.

HB 424 - Introduced by Henderson

"To amend G.S. 1-111 relating to the defendant's bond in actions for the recovery or possession of real property." [G.S. 1-111 provides that a defendant in an action for the recovery or possession of real property, before he may plead, must file with superior court clerk bond in an amount fixed by the court to be void on condition that he pay all costs and damages which the plaintiff is awarded. Amendment adds proviso that if defendant pleads without filing bond, no judgment shall be entered against him for this reason unless plaintiff serves defendant with notice to file and defendant fails to do so and also fails to comply with provisions of G.S. 1-112 relating to defense without bond. If defendant files bond or complies with G.S. 1-112 within 30 days after notice, his pleading shall be considered duly filed as of the original date. Does not apply to pending litigation.] To Judiciary 2.

HB 426 - Introduced by Uzzell

"To amend Chapter 90 of the General Statutes relating to the granting and renewal of licenses of embalmers and funeral directors." [Amends G.S. 90-207 to require that applicants for an embalming license shall have had a special course in embalming in an approved school and 2 years of practical experience with a licensed and practicing embalmer. At present an applicant need satisfy only one or the other of these requirements. Act is effective upon ratification.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- HOUSE

HB 416 - (Washington) Introduced by Woolard

"To fix the time for filing notice of candidacy for the offices of mayor and board of aldermen of the town of Plymouth." [In order for a candidate for mayor or alderman to have his name printed on the ballot in Plymouth he must file notice of his candidacy with the town clerk at least 10 days prior to the municipal election and pay a filing fee of $2.] To Counties, Cities, and Towns.

HB 417 - (Wake) Introduced by Whitley

"To amend Chapter 270 of the Public-Local Laws of 1929, as amended, relating to the transportation and travel expense of deputy sheriffs in the office of the sheriff of Wake County." [Grants board of county commissioners discretion to make provision for mileage and other necessary travel expense of the deputy sheriffs provided by cited act. Board is to take action by resolution.] To Judiciary 2.

HB 420 - (Caldwell) Introduced by Pritchett

"To permit the governing body of the city of Lenoir to establish a system of parking meters and to use a part of the proceeds from the same for the maintenance and operation of recreational facilities and to assist in supporting and maintaining the Caldwell County library." [Authorizes city to enact ordinances setting up parking meter system and requiring deposit of not more than 5¢ per hour for use of spaces designated. Proceeds from parking meters are to be used for establishment and maintenance of meters and enforcement of parking regulations; not more than 50% of proceeds may be used for any general municipal purpose including establishment and maintenance of recreational facilities, and city may contribute a portion of this 50% to support of Caldwell County library. Empowers governing body to set up a 5-member recreation commission with authority to employ recreation director and other employees. Mayor is made ex-officio member of commission, and governing body is to appoint 4 others for staggered terms of 2 years. Members serve without compensation.] To Counties, Cities, and Towns.

HB 421 - (Caldwell) Introduced by Pritchett

"To regulate the holding of elections in the town of Hudson." [Provides that all future city elections are to be held under provisions of G.S. 160-29 to 160-51, regulating municipal elections.] To Elections and Election Laws.

HB 422 - (Caldwell) Introduced by Pritchett

"Relating to deputy sheriffs, assistance for the clerk of the superior court, and the jailer's fees in Caldwell County." [Amends G.S. 153-180 to allow board of county commissioners of Caldwell County to fix jailer's fees at any sum up to $1.50 per day per prisoner. Authorizes board of county commissioners, in its discretion, to fix number of deputy sheriffs to be appointed by sheriff and to fix their salary and expense allowances; intends that all fees received are to be turned over to the county. Gives county commissioners discretion to fix number of deputy CSCs and their compensation and to fix allowances of CSC for clerical assistance.] To Salaries and Fees.

HB 423 - (Caldwell) Introduced by Pritchett
"To abolish jury trial in criminal cases in the recorder's court of Caldwell County and to transfer criminal cases in which jury trial is requested to the superior court of said county." [Repealing that part of Ch. 7 of the General Statutes applicable to trial by jury in criminal cases in recorder's court of Caldwell County, provides that upon demand for jury trial by defendant or prosecutor in such recorder's court, judge must transfer case to superior court. After transfer defendant is required to execute a new bond in amount to be fixed by county judge for his appearance at next term of superior court.] To Courts and Judicial Districts.

HB 425 - (Richmond) Introduced by Pittman
"Relating to the distribution of funds received from parking meters in the town of Rockingham." [Authorizes town governing body to use net proceeds from operation of parking meters for operation and maintenance of a town recreational program or to place proceeds in general fund for any general purpose.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19). Postponed to 2/26.
SB 55 - General Statutes Commission. Received from Senate; sent to Judiciary 1.
SB 66 - Husband and wife tort actions. Received from Senate; sent to Judiciary 2.
SB 77 - Rural rehabilitation agreements, as amended in Senate 2/5. Postponed to 2/26.
SB 140 - Local recreation commissions (Senate committee substitute 2/15). Amended to provide that terms of initial appointees shall be divided at least 1/3 for 1 year, at least 1/3 for 2 years, and the remainder for 3 years; passed second and third readings.
SB 145 - Telephone profanity. The House adjourned while the bill and a proposed amendment were being considered.
SB 168 - Presidential terms. Passed third reading.
SB 189 - Diphtheria immunization. Received from Senate; sent to Public Health.

HR 55 - (Joint Resolution) Aycock portrait. Amended (1) to direct the N. C. State Art Society to have painted a suitable portrait of Governor Aycock with the use of private funds donated for that purpose; (2) to name Speaker of House and President of Senate and two other members of General Assembly named by them as committeemen to cooperate with State Art Society; passed second and third readings.
HB 59 - Presidential terms. Postponed to 2/27. (Identical with SB 168 which passed House today).
HB 67 - Assignment of judges. Reported favorably.
HB 72 - Assistant solicitors. Amended (1) to provide that bill shall not affect local acts providing for assistant solicitors and (2) to clarify language; passed second and third readings.
HB 83 - Committing criminals to hospitals. Reported favorably.
HB 90 - Disposition of wrongful death recovery. Reported favorably as amended.
HB 100 - Validating wills (House committee substitute 2/22). Passed second and third readings.

HB 111 - JP bonds, as amended in House 2/16. Reported favorably.
HB 177 - Nonsuit in criminal cases. Passed second and third readings.
HB 384 - Marble yard license tax. Amended to provide that cities and towns in which branch offices of marble yards are located may levy license tax permitted by G. S. 105-96. Postponed to 2/26.

LOCAL BILLS

SB 3 - (Lincoln and Catawba) Superior court terms, as amended in Senate 2/12. Passed second and third readings.
SB 92 - (Burke) Education board land sale. Reported favorably.
SB 129 - (Harnett) Dunn officers election. Reported favorably.
SB 131 - (Harnett) Dunn voters registration. Reported favorably.
SB 139 - (Northampton) Deputy sheriffs. Reported favorably.
SB 156 - (Macon) Highlands conveyance. Received from Senate; sent to Counties, Cities, and Towns.
SB 157 - (Forsyth) Winston-Salem adjustment board. Received from Senate; sent to Counties, Cities, and Towns.
SB 193 - (Wake) Unpaid witness fees. Received from Senate; sent to Finance.
SB 194 - (Wake) Chief accepting affidavits. Received from Senate; sent to Judiciary 2.
SB 203 - (Sampson) Clinton police jurisdiction. Received from Senate; sent to Judiciary 2.
SB 207 - (Johnston) Brogden school teacher. Received from Senate; sent to Education.
SB 208 - (Robeson) Livestock sales. Received from Senate; sent to Judiciary 2.
SB 226 - (Wayne) Goldsboro charter amendments. Received from Senate; sent to Counties, Cities, and Towns.
SB 234 - (Mecklenburg) Matthews primary. Reported favorably.

HB 36 - (Graham) Primary law. Amended to correct statutory reference. Passed second and third readings.
HB 42 - (Cherokee, Clay, Graham, Macon, and Swain) Rotating state senator. Passed second and third readings.
HB 163 - (Wake) Raleigh city manager election. Reported unfavorably.
HB 168 - (Currituck) Township tax collectors. Reported favorably.
HB 227 - (Bertie) Windsor parking meter revenues. Reported favorably.
HB 237 - (Robeson) Fairmont school property. Reported favorably.
HB 254 - (Jackson) Municipal elections. Passed second and third readings.
HB 289 - (Avery) County officials. Reported favorably as amended.
HB 290 - (Avery) Newland elections. Reported favorably.
HB 291 - (Avery) Elk Park charter. Reported favorably.
HB 292 - (Avery) Register of deeds fees. Passed second and third readings.
HB 295 - (Nash) Publishing civil summons. Passed second and third readings.
HB 301 - (Lee) Professional bondsmen, as amended in Senate 2/22. Received from Senate for concurrence in Senate amendment; concurred.
HB 302 - (Bladen) Elizabethtown police jurisdiction. Reported favorably as amended.
HB 306 - (Pitt) Greenville elections. Reported favorably.
HB 307 - (Cumberland) Fayetteville prosecuting attorney. Passed second and third readings.
HB 308 - (Scotland) Quadrennial revaluation. Passed second and third readings.
HB 309 - (Scotland) Whiskey still rewards. Passed second and third readings.
HB 310 - (Randolph) Quadrennial revaluation. Passed second and third readings.
HB 313 - (Nash) Recorder court jurisdiction. Passed second and third readings.
HB 327 - (Bladen) Elizabethtown candidates. Reported favorably.
HB 332 - (Robeson) Bird sanctuaries. Passed second and third readings.
HB 334 - (Dare) Advertising Manteo. Reported favorably.
HB 336 - (Cherokee) Officials pay. Passed second and third readings.

HB 339 - (Beaufort) Fireman jury exemption. Passed second and third readings.
HB 341 - (Alamance and Orange) Mebane elections. Reported favorably.
HB 344 - (Onslow) Jurisdiction Holly Ridge police. Reported favorably.
HB 345 - (Onslow) Extending Swansboro limits. Reported favorably.
HB 346 - (Vance) Officials pay. Amended to repeal all laws relating to salaries of county officials and to provide that officials salaries not fixed herein are to be fixed by county commissioners. Passed second and third readings.
HB 350 - (Duplin) Grand jurors terms. Reported favorably.
HB 364 - (Orange) County officials pay. Passed second and third readings.
HB 368 - (Pasquotank) Grand jurors terms. Passed second and third readings.
HB 372 - (Currituck) Coroner pay. Passed second and third readings.
HB 376 - (Gaston) Municipal officials pay. Passed second and third readings.
HB 389 - (Carteret) Tax collector term. Reported favorably.
HB 391 - (Buncombe) Deputy sheriff salary. Passed second and third readings.
HB 392 - (Buncombe) Sheriff salary. Passed second and third readings.
HB 393 - (Buncombe) Constable salary. Passed second and third readings.
HB 394 - (Buncombe) Tax supervisor salary. Passed second and third readings.

Next session of House: For consideration of local bills only 10:00 a.m., Saturday, February 24, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 43
Saturday, February 24, 1951

Session: Senate -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED --- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 140 - Local recreation commissions (Senate committee substitute 2/15), as amended in House 2/23. Received from House for concurrence in House amendment; placed on calendar.

HB 100 - Validating wills (House committee substitute 2/22). Received from House; sent to Judiciary 1.
HB 177 - Nonsuit in criminal cases. Received from House; sent to Judiciary 2.

LOCAL BILLS

SB 220 - (Johnston) Pine Level police jurisdiction. Passed second and third readings.
SB 223 - (Halifax) Roanoke Rapids property sale. Passed second and third readings.
SB 225 - (Granville) Oxford police jurisdiction. Passed second and third readings.
SB 236 - (Buncombe) School property conveyance. Passed second and third readings.
SB 238 - (Macon) School property sale. Passed second and third readings.

HB 42 - (Cherokee, Clay, Graham, Macon, and Swain) Rotating state senator. Received from House; sent to Election Laws.
HB 252 - (Cumberland) Fayetteville council election, as amended in House 2/22. Received from House; sent to Counties, Cities, and Towns.
HB 254 - (Jackson) Municipal elections. Received from House; sent to Election Laws.
HB 292 - (Avery) Register of deeds fees. Received from House; sent to Salaries and Fees.
HB 295 - (Nash) Publishing civil summons. Received from House; sent to Judiciary 1.
HB 307 - (Cumberland) Fayetteville prosecuting attorney. Received from House; sent to Election Laws.
HB 308 - (Scotland) Quadrennial revaluation. Received from House; sent to Finance.
HB 309 - (Scotland) Whiskey still rewards. Received from House; sent to Finance.
HB 310 - (Randolph) Quadrennial revaluation. Received from House; sent to Finance.

HB 313 - (Nash) Recorder court jurisdiction. Received from House; sent to Judiciary 1.
HB 332 - (Robeson) Bird sanctuaries. Received from House; sent to Counties, Cities, and Towns.
HB 336 - (Cherokee) Officials pay. Received from House; sent to Salaries and Fees.
HB 339 - (Beaufort) Firemen jury exemption. Received from House; sent to Judiciary 2.
HB 364 - (Orange) County officials pay. Received from House; sent to Salaries and Fees.
HB 368 - (Pasquotank) Grand jurors terms. Received from House; sent to Courts and Judicial Districts.
HB 372 - (Currituck) Coroner pay. Received from House; sent to Salaries and Fees.
HB 376 - (Gaston) Municipal officials pay. Received from House; sent to Counties, Cities, and Towns.
HB 391 - (Buncombe) Deputy sheriff salary. Received from House; sent to Salaries and Fees.
HB 392 - (Buncombe) Sheriff salary. Received from House; sent to Salaries and Fees.
HB 393 - (Buncombe) Constable salary. Received from House; sent to Salaries and Fees.
HB 394 - (Buncombe) Tax supervisor salary. Received from House; sent to Salaries and Fees.

Next session of Senate: 8:00 p.m., Monday, February 26, 1951.

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BULLETIN NO. 43
Saturday, February 24, 1951

Session: House -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 57 - Computing kinship (Senate committee substitute 2/22). Received from Senate; sent to Judiciary 2.
SB 58 - Imported property liens, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 60 - Mortgage sales, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 61 - Proof of attested instruments, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 63 - Commencing civil actions, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 67 - Domestic relations amendments, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 68 - Handling funds owed intestate, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 69 - Fiduciary security bonds, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 70 - Lapsed devises and legacies, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 71 - Notary public amendments, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 72 - Corporations amendments, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 74 - Partnerships and assumed names, as amended in Senate 2/22. Received from Senate; sent to Judiciary 2.
SB 181 - Unpaid sales tax penalty. Received from Senate; sent to Finance.
SB 184 - Health employees retirement. Received from Senate; sent to Employment Security.
SB 190 - Sanitary district hearings. Received from Senate; sent to Health.
SB 198 - Assistant clerks. Received from Senate; sent to Courts and Judicial Districts.

LOCAL BILLS

SB 174 - (Harnett) Dunn city manager election. Received from Senate; sent to Counties, Cities, and Towns.
SB 178 - (Durham and Wake) Durham county boundary. Received from Senate; sent to Counties, Cities, and Towns.
SB 182 - (Stanly) Albemarle city manager election. Received from Senate; sent to Counties, Cities, and Towns.
SB 185 - (Forsyth) Agriculture building. Received from Senate; sent to Counties, Cities, and Towns.

HB 168 - (Currituck) Township tax collectors. Passed second and third readings.
HB 227 - (Bertie) Windsor parking meter revenues. Passed second and third readings.
HB 289 - (Avery) County officials. Postponed to 2/26.
HB 290 - (Avery) Newland elections. Passed second and third readings.
HB 334 - (Dare) Advertising Manteo. Passed second and third readings.

Next session of House: 8:00 p.m., Monday, February 26, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 44
Monday, February 26, 1951

Session: Senate -- 8:00 p.m.

PUBLIC BILL INTRODUCED -- SENATE

SB 248 - Introduced by Bailey

"To compensate the father of Bobby Ray Jones for injuries to Bobby Ray Jones sustained in a school bus accident on May 8, 1951." [Authorizes State Board of Education to investigate claim growing out of stated accident and upon proof that the injury was caused by negligent operation of a school bus without contributory negligence on the part of Bobby Ray Jones to pay actual damages not in excess of $1,000.] To Appropriations.

SB 250 - Introduced by Whitley

"Amending G.S. 20-125 relating to the use of horns and warning devices on municipally owned motor vehicles operating beyond corporate limits." [Amends G.S. 20-125(b) to provide that vehicles operated by fire departments and police departments may be equipped with and use any bell, siren, or exhaust whistle approved by the commissioner when such vehicles are being operated officially within or beyond the corporate limits of a municipality.] To Judiciary 2.

SB 251 - Introduced by Allsbrook

"To extend the right of eminent domain to municipalities for the purpose of acquiring cemeteries adjoining municipal cemeteries and for the purpose of conferring upon municipalities the authority to acquire necessary rights for the perpetual care of such cemeteries." [Grants municipal governing bodies discretionary power to take over cemeteries "adjoining" municipal cemeteries by eminent domain and to establish perpetual care and adopt rules for upkeep of such burial places. "Adjoining" is defined as bordering on or contiguous to borders of an already established municipal cemetery, and includes other burial places immediately connected to those actually bordering on the municipal cemetery. In lieu of acquiring fee simple title by condemnation, municipality may acquire an easement or privilege by condemnation for establishing a system of perpetual care in such adjoining cemeteries. Acquisition of either fee simple or easement is declared to be a public purpose and municipalities are empowered to spend public funds for such acquisition and for perpetual care.] To Judiciary 2.

SB 252 - Introduced by Larkins

"To authorize the North Carolina Hospitals Board of Control to lease a building to the North Carolina Cancer Institute, Inc., and to appropriate the sum of eighty-five thousand dollars ($85,000.00) for the purpose of renovating and equipping such building." [Citing the lack of adequate facilities for housing and caring for indigent incurable cancer patients and the existence of vacant buildings at Camp Butner Hospital, authorizes N. C. Hospitals Board of Control to lease to the N. C. Cancer Institute, Inc., upon nominal consideration or for charitable work to be performed, a building at Camp Butner suitable for stated purpose. Lease must be approved by Council of State and approved by Governor. Appropriates $85,000 for renovating and equipping the building.] To Appropriations.

SB 254 - Introduced by Page

"To repeal G.S. 106-25 and G.S. 106-26, relating to farm census reports." [Identical with HB 402, digested in House section of Bulletin No. 41, Thursday, February 22, 1951.] To Agriculture.

LOCAL BILLS INTRODUCED -- SENATE

SB 247 - (Wake) Introduced by Bailey

"To create a bird sanctuary within the town of Wake Forest in Wake County." [Makes it a misdemeanor punishable by fine up to $50 and imprisonment up to 30 days to kill, trap, or otherwise take any birds within corporate limits of Wake Forest except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, pigeons, and starlings.] To Wildlife.

SB 249 - (Franklin) Introduced by Hobgood

"Relating to the compensation of the mayor, the solicitor of the mayor's court, and the board of town commissioners of the town of Franklinton." [Amends Ch. 1095 of 1947 Session Laws to increase the maximum salary which may be fixed by the governing body of the town of Franklinton for the solicitor of the mayor's court from $600 per year to $1,200 per year and for the mayor from $50 per month to $100 per month. Fixes compensation of each member of the board of commissioners at $5 for each regular meeting attended and at $2.50 for each special meeting attended with a maximum of $7.50 for attendance at meetings in any one month.] To Counties, Cities, and Towns.

SB 253 - (Pamlico) Introduced by Campen

"To provide for the transfer of cases from the Pamlico County recorder's court to the superior court when jury trials are requested." [Provides that upon demand for jury trial by defendant or prosecuting attorney recorder shall, unless there has been a preliminary examination or such examination has been waived, determine whether there is probable cause for holding the prisoner; and if so, he must transfer the case to the Pamlico County superior court, requiring the defendant to execute a new bond for his appearance. Jurisdiction of superior court is to be same as in cases of appeal from recorder's court in misdemeanors.] To Courts and Judicial Districts.

SB 255 - (Richmond) Introduced by Page

"Relating to the payment of funds in abandonment and non-support cases in Richmond County." [In future orders in abandonment or non-support cases requiring payment of funds for use of a wife or child, judge is empowered to order that the payment be made to county superintendent of public welfare for disbursement under terms of the order. Does not apply to payments to be made under court orders issued prior to ratification unless such orders are modified to authorize payment to the superintendent.] To Judiciary 1.

SB 256 - (Richmond) Introduced by Page

"Relating to elections in the town of Rockingham in Richmond County." [Provides that in Rockingham elections candidate for mayor, 5 candidates for town commissioners, candidate for trustee of town schools for 2-year term, and the 2 candidates for trustees of town schools for 4-year term receiving the largest number of votes in each case shall be declared elected. Judges of elections must certify results to town clerk and treasurer.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 75 - Worthless checks. Committee substitute adopted adds proviso that any check presented for collection with 30 days of execution is presumed to have been taken in good faith, and no criminal prosecution can be maintained under this section; does not apply to pending litigation; and sets effective date July 1, 1951; passed second and third readings.

SB 96 - Prisoner safety (Senate committee substitute 2/15). Tabled.

SB 106 - Uniform support act (Senate committee substitute 2/23). Amended to make act effective upon ratification; passed second and third readings.

SR 135 - (Joint Resolution) United Nations prayer. Passed second and third readings.

SB 140 - Local recreation commissions (Senate committee substitute 2/15), as amended in House 2/23. Concurred in House amendment.

SB 152 - Insurable interest in partners. Amended to provide that a trustee under a pension plan has an insurable interest in the lives of any persons covered by the plan to the extent that insurance policies are in conformity with and in furtherance of the purposes of the pension plan; passed second and third readings.

SB 155 - Insurance company investment. Passed second and third reading.

SB 215 - Standard fire insurance policy. Passed second and third readings.

HB 167 - Prisoner safety (House committee substitute 2/9), as amended in House 2/15. Tabled.

HB 197 - Assumption of school bonds. Passed third reading.

LOCAL BILLS

SB 224 - (Granville) Mayor court costs. Passed second reading.

SB 234 - (Mecklenburg) Matthews primary, as amended in House 2/26. Received from House for concurrence in House amendment; concurred.

SB 235 - (Halifax) Roanoke Rapids city manager election. Passed second reading.

HB 33 - (Anson and Wake) Deputy tax collectors (House committee substitute 2/12), as amended in House 2/15. Passed second reading.

HB 168 - (Currituck) Township tax collectors. Received from House; sent to Counties, Cities, and Towns.

HB 194 - (Forsyth) Register of deeds fees. Passed third reading.

HB 227 - (Bertie) Windsor parking meter revenues. Received from House, sent to Counties, Cities, and Towns.

HB 264 - (Pender) Special taxes. Passed third reading.

HB 290 - (Avery) Newland charter. Received from House; sent to Counties, Cities, and Towns.

HB 334 - (Dare) Advertising Manteo. Received from House; sent to Counties, Cities, and Towns.

Next session of Senate: 11:30 a.m., Tuesday, February 27, 1951.

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BULLETIN NO. 44
Monday, February 26, 1951

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HR 427 - (Joint Resolution) Introduced by King

"Expressing the attitude of the General Assembly of North Carolina toward taxation and new sources of revenue." [Calls for increase of revenues through development of state rather than through additional taxation.] To Finance.

HB 428 - Introduced by Rodman

"To amend G.S. 113-216.2, relating to oyster beds and taxes on oysters." [Amends II.C.1 of cited section to reduce the maximum tax that may be levied by Department of Conservation and Development on oysters taken from public beds from 8¢ to 4¢ per bushel. Strikes out provision in II.C.3 of cited section permitting the department to require packers, shuckers, and canners of oysters to contribute up to 50% of their oyster shells accumulated annually for planting in public beds.] To Commercial Fisheries and Oyster Industry.

HB 429 - Introduced by Womble

"To reimburse the estate of E. Neil Dick for the wrongful death of said E. Neil Dick resulting from an automobile accident." [Citing circumstances of accident with Highway Commission truck, authorizes Industrial Commission to investigate accident and pay claim up to $10,000.] To Appropriations.

HB 430 - Introduced by Long, Kiser, and Spruill

"To continue the commission authorized by Chapter 677, Session Laws of 1949, making a study of portland cement plant for North Carolina." [Citing work and recommendations of present commission for efforts to locate a plant in North Carolina and for completion of unfinished work to cost $25,000, continues commission until study is finished and final report is completed, and directs that necessary funds be provided 1/2 from State Highway Commission funds and balance from funds of Department of Conservation and Development and Department of Agriculture. In event latter two departments have no available funds, authorizes balance to be allocated by governor and Council of State from Contingency and Emergency Fund. Amount of allocation is to be determined by the 3 agencies with approval of governor and Council of State.] To Conservation and Development.

HB 431 - Introduced by Pou

"To provide for the appointment of blind persons to the State Commission for the Blind." [Adds G. S. 111-3.1 to provide that at least 2 appointive members of State Commission for Blind, appointed under G. S. 111-1 and 111-3, be blind persons. Provision is to be effectuated by appointing blind persons to fill the next 2 vacancies on the Commission, whether for partial or full terms.] To Commissions and Institutions for the Blind.

HB 432 - Introduced by Pou

"To amend Article 2 of Chapter 110 of the General Statutes of North Carolina so as to enlarge the juvenile court jurisdiction therein conferred over minors under sixteen years of age to include minors under seventeen years of age." [As title indicates, amends G. S. 110-21 and 110-23 relating to jurisdiction of juvenile courts and definition of "child" accordingly. Effective July 1, 1951.] To Judiciary 1.

HB 436 - Introduced by Gobble

"To amend Chapter 86 of the General Statutes relating to the practice of barbering." [Amends G.S. 86-15 to raise from $5 to $15 the fee to be paid by an applicant for examination for certificate as registered apprentice barber and to provide that before opening a barber shop that has not heretofore been established by the person or firm seeking to open it, application must be made to State Board of Barber Examiners for permit to operate the shop. No shop may open until it passes Board's sanitary requirement inspection and pays $10 inspection fee. Makes any violation of G.S. 86-15 a misdemeanor punishable by fine of from $10 to $50 or 30 days in jail or both. Repeals G.S. 86-11.1 passed by 1947 General Assembly to require issuance of barbers registration certificates without examination to honorably discharged veterans of World Wars I and II who are bona fide residents of North Carolina for at least 6 months.] To Judiciary 1.

HB 437 - Introduced by Lassiter

"To amend G.S. 14-190 relating to indecent exposures." [Rewrites last sentence of cited section to make it a misdemeanor for any person willfully to make an obscene or indecent exposure of his person (1) in any public place, (2) in a building when he can be seen from a public place, private building, or enclosure, or (3) in the presence of a child under 16 years.] To Judiciary 1.

HB 438 - Introduced by Lassiter

"To amend certain sections of Chapter 128 of the General Statutes of North Carolina, relating to the North Carolina Local Governmental Employees' Retirement System." [Amends G. S. Ch. 128, Article 3, establishing the Local Governmental Employees' Retirement System, to create a new retirement classification so that employees of cities and counties participating in the new classification will receive increased benefits. Cities and counties presently participating have until June 30 to choose whether to be Class A or Class B employers; those joining system after that date are to be Class A employers (G.S. 128-23). Employees are to be Class A or B members according to designation of employer (G.S. 128-24). Amends G.S. 128-30(1)(a) to require Class A employers to deduct 5% of earnable compensation from salary of each employee member from July 1, 1951. Class B employers continue to deduct 4%. Amends G.S. 128-30(3)(a) to provide that until first valuation normal contribution of employers whose participation begins after July 1, 1951, shall be 4% for general employers and 6 2/3% for firemen and policemen and accrued liability contribution shall be 4% for general employees and 8% for firemen and policemen. Amends G.S. 128-30(3)(d) to provide for increase of accrued liability contribution rate for employer who joins Class A and thereby causes increase in benefits to be paid his employees. Amends G.S. 128-26 to create Class A and B prior service certificates according to whether such service was rendered a Class A or B employer. Amends G.S. 128-27(2)(c) to provide that the pension paid on the strength of Class A prior service certificates shall be computed as if the employee concerned had contributed at the rate of 5%. Amends G.S. 128-27(5)(b) to require a disabled beneficiary to contribute at applicable rate on restoration to active service, and to adjust amount of his pension on subsequent retirement on basis of possible effect of Class A benefits. Amends G.S. 128-27 to direct that after July 1, 1951, benefits payable to or on account of beneficiaries already retired shall be adjusted by board of trustees for employees of Class A employers without further contributions by such beneficiaries. Authorizes board to make transfer of reserves between system funds if necessary on account of adjustments.] To Teachers' and State Employees' Retirement.

LOCAL BILLS INTRODUCED -- HOUSE

HB 433 - (Chowan) Introduced by White

"Relating to the application of proceeds of parking meters of the town of Edenton of Chowan County." [As title indicates; proceeds first applied to control of traffic and parking and administration of traffic law enforcement, with remainder used exclusively for general law enforcement expenses.] To Counties, Cities, and Towns.

HB 434 - (Caswell) Introduced by Warren

"To fix the compensation of the tax collector and tax supervisor of Caswell County." [Effective July 1, 1951; sets monthly salary of $200 for tax collector and tax supervisor, plus 5% on taxes collected between 85% and 90% of levy, and 10% on those over 90%; 10% on taxes collected for 1949 and prior years. Also allows, when collected, $2 additional compensation for visit to taxpayer who, after July 1, 1951, is 6 months overdue on personal or 1 year overdue on real property tax payment. Other fees and commissions to be paid to county general fund. Tax supervisor is to be paid $100 per month for clerical hire.] To Salaries and Fees.

HB 435 - (Caswell) Introduced by Warren

"To fix the fee in Caswell County for arrest in felony cases." [In future officer's fee for making an arrest in any felony case in county is set at $5.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19). Amended to make bill applicable only to Halifax County; after amendments to make bill applicable to over 20 additional counties were proposed, amended bill with all proposed amendments was re-referred to Propositions and Grievances.
SB 77 - Rural rehabilitation agreements, as amended in Senate 2/5. Postponed to 3/1.
SB 145 - Telephone profanity. Amended so as to prohibit profane and obscene telephone language addressed to any person, rather than only to females; passed second reading.

HB 67 - Assignment of judges. Passed second and third readings.
HB 83 - Committing criminals to hospitals. Passed second and third readings.
HB 90 - Disposition of wrongful death recovery. Amendment adopted clarifying language of bill. Passed second and third readings.
HB 111 - JP bonds, as amended in House 2/16. Bill, with committee amendments and proposed floor amendments seeking to exempt over 40 counties from provisions of bill, was re-referred to Courts and Judicial Districts.
HB 384 - Marble yard license tax, as amended in House 2/23. Vote by which bill was amended reconsidered; amendment tabled; an amendment identical with the one tabled except for a gramatical correction was adopted.

LOCAL BILLS

SB 92 - (Burke) Education board land sale. Passed second and third readings.
SB 129 - (Harnett) Dunn officers election. Passed second and third readings.
SB 131 - (Harnett) Dunn voters registration. Passed second and third readings.
SB 139 - (Northampton) Deputy sheriffs. Passed second and third readings.
SB 220 - (Johnston) Pine Level police jurisdiction. Received from Senate; sent to Judiciary 2.
SB 223 - (Halifax) Roanoke Rapids property sale. Received from Senate; sent to Counties, Cities, and Towns.
SB 225 - (Granville) Oxford police jurisdiction. Received from Senate; sent to Judiciary 2.
SB 234 - (Mecklenburg) Matthews primary. Amended to allow for vote on 5 rather than 3 commissioners. Passed second and third readings.

SB 236 - (Buncombe) School property conveyance. Received from Senate; sent to Education.
SB 238 - (Macon) School property sale. Received from Senate; sent to Education.

HB 237 - (Robeson) Fairmont school property. Passed second and third readings.
HB 289 - (Avery) County officials. Amended to change compensation of tax collector from 2% of all current county taxes collected to 2% of all taxes. Passed second and third readings.
HB 291 - (Avery) Elk Park charter. Passed second reading.
HB 302 - (Bladen) Elizabethtown police jurisdiction. Amended (1) to include Bladenboro, and (2) to reduce the proposed extension from 2 miles to 1. Passed second and third readings.
HB 306 - (Pitt) Greenville elections. Passed second and third readings.
HB 311 - (Randolph) Officials pay, as amended in Senate 2/23. Received from Senate for concurrence in Senate amendment; concurred.
HB 327 - (Bladen) Elizabethtown candidates. Passed second and third readings.
HB 341 - (Alamance and Orange) Mebane elections. Passed second and third readings.
HB 344 - (Onslow) Jurisdiction Holly Ridge police. Passed second and third readings.
HB 345 - (Onslow) Extending Swansboro limits. Passed second reading.
HB 350 - (Duplin) Grand jurors terms. Passed second and third readings.
HB 389 - (Carteret) Tax collector term. Passed second and third readings.

Next session of House: 12:00 noon, Tuesday, February 27, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 45
Tuesday, February 27, 1951

Session: Senate -- 11:30 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 257 - Introduced by Carlyle

"To create a prima facie rule of evidence for the enforcement of parking regulations." [Makes discovery of any unattended motor vehicle parked in violation of any state law or municipal ordinance and fact of ownership as shown by the registration with Department of Motor Vehicles prima facie evidence that owner parked the motor vehicle in the place where discovered.] To Judiciary 1.

SB 258 - Introduced by Burgwyn

"For the relief of Mrs. Gay Spivey who was injured by a North Carolina state highway truck." [Citing circumstances of accident, authorizes State Highway and Public Works Commission to investigate cited claim and, upon proof that injuries were caused by negligent operation of State highway truck without contributory negligence on part of Mrs. Spivey to pay damages not exceeding $750.] To Appropriations.

SB 259 - Introduced by Campen

"To amend Subchapter IV of Chapter 113 of the General Statutes of North Carolina relating to fish and fisheries." [Rewrites cited subchapter. Makes numerous clarifying amendments, rearranges location of some sections and repeals Art. 17 dealing with experimental oyster farms, Art. 19 dealing with terrapin, Art. 24 dealing with local laws regarding shellfish, and Art. 25 dealing with local laws regarding commercial fin fishing. Inserts new article 16-A authorizing establishment of oyster rehabilitation program by division of commercial fisheries in Department of Conservation and Development; for this purpose appropriates $100,000 to serve as revolving fund, unexpended portions of which at end of any fiscal year are to be carried over into next fiscal year. Principal administrative change is in setting authority for enforcing commercial fishing laws in hands of Board of Conservation and Development through its Commissioner of Commercial Fisheries alone instead of through that Commissioner and the Commissioner of Game and Inland Fisheries, and making clear that this subchapter deals only with commercial fisheries and commercial fishing waters. Revises various license fee schedules; provides that part of state fishing license fees for both residents and nonresidents are to be set aside in fund for purchase or lease of lands and waters to be developed for the protection and propagation of fish or for public fishing grounds. For fee purposes, draws distinction between licenses for resident and nonresident fish dealers, processors, and packers.] To Commercial Fisheries.

SB 260 - Introduced by Campen

"Repealing various public-local, special and private acts relating to commercial fishing." [Repeals by specific reference 185 special and local acts relating to commercial fishing and fisheries.] To Commercial Fisheries.

SB 262 - Introduced by Medford

"To require the North Carolina Industrial Commission to pass upon the claim of Doctor W. F. Lancaster and his wife because of injuries to person and property due to a collision with a truck of the State Highway and Public Works Commission." [Citing circumstances of accident and damages sustained, authorizes Industrial Commission to investigate cited claim and, upon proof that injuries were caused by negligent operation of a truck owned by SH & PWC, to pay Dr. and Mrs. Lancaster damages not exceeding a total of $6,638.80.] To Appropriations.

LOCAL BILLS INTRODUCED -- SENATE

SB 261 - (Haywood) Introduced by Medford

"To permit the clerk of the superior court of Haywood County to refund certain items of costs erroneously collected to certain defendants in criminal cases upon establishment of their claim." [Citing fact that from March, 1943, through December, 1950, CSC received $1 in costs collected from all convicted criminal defendants through an erroneous impression of the law, provides that CSC must within a reasonable time after ratification publish in a Haywood County newspaper of general circulation in the county once a week for 2 successive weeks a notice containing information as to costs erroneously collected and that claimants must establish their claims with him within 6 months after final notice is published. CSC is to determine validity of claims and order refunds, his decision being final. Funds remaining after expiration of 6-month period must be turned over to county school fund.] To Salaries and Fees.

SB 263 - (Pitt) Introduced by Jones of Pitt

"To extend the planning and zoning powers of the town of Farmville and its governing body to the territory beyond and surrounding the corporate limits of the town of Farmville for a distance of one mile in all directions." [Empowers city governing body to adopt ordinances and regulations to control and restrict the size of buildings, percentage of a lot that may be occupied, size of yards, density of population, and location and use of buildings and land for business or residential purposes both within the city's corporate limits and, when specifically provided by ordinance, within a 1-mile area beyond and surrounding the city limits; extends powers of planning and/or zoning conferred on city to such area. When governing body authorizes city planning board to recommend a zoning ordinance for territory beyond city limits, body must appoint 4 residents of such territory to serve as additional members of city planning board with respect only to matter of zoning such territory; term of office of such members terminates when ordinance is enacted by governing body. Authorizes governing body to require that a free building permit be obtained from city building inspector prior to construction of any building in the area beyond the corporate limits. Governing body must not enact any ordinance under provisions of this bill without first holding a public hearing.] To Counties, Cities, and Towns.

SB 264 - (Pitt) Introduced by Jones of Pitt

"To extend the jurisdiction of the police officers of the town of Farmville throughout all of Farmville Township." [As title indicates; area is identical with jurisdiction of Farmville mayor's court.] To Counties, Cities, and Towns.

SB 265 - (Richmond) Introduced by Page

"To provide for the payment by Richmond County to the town of Hamlet for use of the city court room by the Hamlet recorder's court and to make other provisions with respect to said court." [Authorizes Richmond County commissioners to pay annual rental fee to city of Hamlet for use of city court room and validates all prior rental payments for this purpose. Provides that 15 days after ratification CSC is to serve as ex officio clerk of the Hamlet recorder's court and shall receive $15 for each day in attendance plus the same fees as are allowed in the superior court. Sheriff must attend all sessions of the recorder's court or provide a duly qualified official to be in attendance. Sheriff's compensation is same as that for attending superior court. Relieves recorder court solicitor of duties as clerk when CSC assumes his duties. Sets following annual salaries: judge of recorder's court, $2,400; solicitor of recorder's court, $2,000. All salary increases are retroactive to February 1, 1951.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 16 - Filling legislature vacancies (Senate committee substitute 2/21). Re-referred to Constitutional Amendments.
SB 110 - Reorganizing state agencies. Reported favorably; re-referred to Judiciary 2
SR 166 - (Joint Resolution) Federal tax limitation. Reported favorably.

HR 55 - (Joint Resolution) Aycock portrait, as amended in House 2/23. Received from House; sent to Education.
HB 67 - Assignment of judges. Received from House; sent to Judiciary 1.
HB 72 - Assistant solicitors, as amended in House 2/23. Received from House; sent to Courts and Judicial Districts.
HB 83 - Committing criminals to hospitals. Received from House; sent to Judiciary 1.
HB 174 - Property tax limitation. Reported favorably.

LOCAL BILLS

SB 224 - (Granville) Mayor court costs. Passed third reading.
SB 235 - (Halifax) Roanoke Rapids city manager election. Passed third reading.
SB 242 - (Brunswick) Southport elections. Reported favorably.
SB 245 - (Iredell) Extending Statesville zoning. Reported favorably.
SB 249 - (Franklin) Officials salaries. Reported favorably.
SB 256 - (Richmond) Rockingham elections. Reported favorably.

HB 33 - (Anson and Wake) Deputy tax collectors (House committee substitute 2/12), as amended in House 2/15. Passed third reading.
HB 36 - (Graham) Primary law, as amended in House 2/23. Received from House; sent to Election Laws.
HB 168 - (Currituck) Township tax collectors. Reported favorably.
HB 219 - (Guilford) Damages by dogs. Reported favorably.
HB 227 - (Bertie) Windsor parking meter revenues. Reported favorably.
HB 237 - (Robeson) Fairmont school property. Received from House; sent to Education.
HB 252 - (Cumberland) Fayetteville council election, as amended in House 2/22. Reported favorably; placed on calendar; passed second and third readings.
HB 285 - (Nash and Edgecombe) Rocky Mount charter. Reported favorably.
HB 306 - (Pitt) Greenville elections. Received from House; sent to Election Laws.
HB 315 - (Stanly) Albemarle city manager election. Reported favorably.
HB 319 - (Cumberland) Rural policemen. Reported favorably.
HB 327 - (Bladen) Elizabethtown candidates. Received from House; sent to Election Laws.
HB 332 - (Robeson) Bird sanctuaries. Reported favorably.
HB 334 - (Dare) Advertising Manteo. Reported favorably.
HB 339 - (Beaufort) Firemen jury exemption. Reported favorably.
HB 341 - (Alamance and Orange) Mebane elections. Received from House; placed on calendar; passed second and third readings.
HB 344 - (Onslow) Jurisdiction Holly Ridge police. Received from House; sent to Counties, Cities, and Towns.
HB 346 - (Vance) Officials pay, as amended in House 2/23. Received from House; sent to Salaries and Fees.
HB 350 - (Duplin) Grand jurors terms. Received from House; sent to Judiciary 1.

HB 351 - (Union) County commissioners clerk. Reported favorably; placed on calendar; passed second and third readings.
HB 353 - (Wake) Precinct policeman. Reported favorably.
HB 363 - (Buncombe) Commissioner of institutions. Reported favorably.
HB 376 - (Gaston) Municipal officials pay. Reported favorably.
HB 389 - (Carteret) Tax collector term. Received from House; sent to Counties, Cities, and Towns.

Next session of Senate: 12:00 noon, Wednesday, February 28, 1951.

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BULLETIN NO. 45
Tuesday, February 27, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 440 - Introduced by Brown of Watauga

"To raise revenue for the General Fund of North Carolina." [Effective July 1, 1951; provides that during every January and July beginning in 1952 the ABC board (or agency operating ABC stores) of each county or municipality must report and pay to the Revenue Department 1/2 the net revenue derived from alcoholic beverage sales through the stores for the preceding 6 months, rather than retain those revenues for local funds as at present. Gives Revenue Commissioner authority contained in Revenue Act to make audits, examine books and take other measures necessary to collect the revenue due.] To Finance.

HB 442 - Introduced by Moore of Clay

"To provide for the relief of Mr. and Mrs. W. F. Sellers because of the death of Rone David Sellers." [Citing circumstances of accident, appropriates $8,000 as full compensation for all claims against the state that may be had on account of such death.] To Appropriations.

HR 446 - (Joint Resolution) Introduced by Vogler and others

"Inviting Honorable James F. Byrnes, Governor of South Carolina, to address the joint session of the General Assembly." [As title indicates; invitation is to address joint session at noon, March 15, 1951.] Passed three readings and sent to Senate.

HR 447 - (Joint Resolution) Introduced by Uzzell and Umstead

"Authorizing the appointment of a commission of five (5) members to study and investigate prison conditions and report its findings, studies, investigations and recommendations to the Governor and Council of State and the 1953 session of the General Assembly." [Identical with HR 325 digested in Bulletin No. 34, February 14, 1951, except as follows: Provides for study commission composed of 3 members from 1951 House of Representatives appointed by the Speaker and 2 members from the Senate appointed by the President. Refusal of person subpoenaed to appear and give evidence is punishable as for contempt, except that no evidence so obtained may be used in any action against a person so testifying. Directs State Bureau of Investigation to cooperate with the commission, make investigations and reports, and make available to commission reports of investigations heretofore conducted, provided commission may not divulge contents of such report except to extent it is incorporated in commission's report.] To Penal Institutions.

LOCAL BILLS INTRODUCED -- HOUSE

HB 439 - (Watauga) Introduced by Brown

"To fix the compensation of the clerk of the superior court and the register of deeds of Watauga County." [Effective March 1, 1951, sets annual salary of clerk of superior court for all duties including service as juvenile court judge at $2400 plus fees collected by him. Effective January 1, 1951, sets annual salary of register of deeds for all duties including service as clerk to county commissioners at $1800 plus all fees collected by him.] To Salaries and Fees.

HB 441 - (Cleveland) Introduced by Falls by request

"Increasing the number of commissioners of Cleveland County, fixing their compensation, and creating five districts for the nomination of said commissioners." [Increases number of county commissioners from 3 to 5. Divides county into five districts as follows: (1) Township 6; (2) Townships 4 and 5; (3) Townships 9 and 10; (4) Townships 8 and 11; (5) Townships 1, 2, 3, and 7. At next primary for county officers voters of each district will nominate one commissioner for each party and at general election voters of entire county will elect one commissioner from each district. Until next election clerk of superior court will appoint commissioners to represent districts (2) and (3). Sets $400 as annual compensation of chairman of board of county commissioners, $300 for each other commissioner.] To Counties, Cities, and Towns.

HB 443 - (Clay, Cherokee, and Graham) Introduced by Moore of Clay, Duncan and Massey

"To require the North Carolina Wildlife Resources Commission to expend a percentage of the funds collected from fishing and hunting license fees in Clay, Cherokee and Graham counties." [Amends G.S. 143-250 to provide that the Commission is to spend 75% of the money collected from hunting, fishing, and other license fees in Clay, Cherokee, and Graham counties in each of those counties for stocking streams with fish, forests with wild animals, and other wildlife functions. Directs Commission to furnish semi-annual reports to clerk of superior court in each county showing fees collected in each county and disbursement of such funds.] To Wildlife Resources.

HB 444 - (Dare) Introduced by Etheridge

"To amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County." [Amends cited act to make the regulation of motor vehicles and aircraft contained therein applicable to an additional stretch of beach running 8 miles south from ocean front directly east of Roanoke Sound Bridge.] To Roads.

HB 445 - (Rockingham) Introduced by Powell

"To provide for the protection and safety from fire and other hazards of persons confined in the county and municipal jails, guard-houses and lock-ups of Rockingham County." [Directs county commissioners and governing body of cities and towns in county to keep attendant on duty at any jail, maintained by county or city, when any person is confined therein. Directs each jail to be equipped with a nightwatchman's clock so that attendant may record inspections made at intervals directed by governing body. At end of month sheriff or chief of police is to collect the paper records from the clocks and present them to appropriate governing body together with report on fires, illnesses, or other matters requiring care of prisoners. Authorizes employment of additional personnel where necessary and purchase of clocks from general county or municipal funds. Effective July 1, 1951.] To Public Welfare.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 75 - Worthless checks (Senate committee substitute, 2/26). Received from Senate; sent to Judiciary 2.

SB 94 - Supporting illegitimate children, as amended in Senate 2/6. Reported favorably.

SR 135 - (Joint Resolution) United Nations prayer. Received from Senate; sent to Federal and Interstate Cooperation.

SB 145 - Telephone profanity, as amended in House 2/26. Reconsidered votes by which bill passed its second reading and by which it was amended; amendment

tabled, leaving bill in original form; passed second and third readings.
SB 155 - Insurance company investment. Received from Senate; sent to Insurance.
SB 189 - Diphtheria immunization. Reported favorably.
SB 190 - Sanitary district hearings. Reported favorably.
SB 215 - Standard fire insurance policy. Received from Senate; sent to Insurance.

HR 10 - (Joint Resolution) Governmental study commission. Reported unfavorably.
HB 24 - "Better Government" commission. Reported favorably as to committee substitute which was adopted; committee substitute is substantially same as original bill except that (1) report must be filed 2 months before convening of 1953 General Assembly instead of 4, and (2) provision for employment of full-time secretary is eliminated in favor of general power to employ necessary assistants.
HB 79 - Special appearances. Reported favorably as to committee substitute; committee substitute adopted to eliminate necessity for special appearance to object to lack of jurisdiction over property as well as person.
HB 111 - JP bonds, as amended in House 2/16. Withdrawn from Courts and Judicial Districts; vote by which bill was amended reconsidered; amendment tabled; amended (1) to require clerk of superior court to approve bond required of all JPs and (2) to exempt from provisions of the bill Alamance, Alexander, Alleghany, Anson, Ashe, Bladen, Burke, Cabarrus, Caldwell, Carteret, Caswell, Chatham, Clay, Cleveland, Columbus, Craven, Cumberland, Currituck, Dare, Davie, Franklin, Gates, Granville, Greene, Halifax, Harnett, Henderson, Hertford, Hoke, Hyde, Iredell, Jackson, Johnston, Jones, Lee, Lincoln, Macon, Madison, Martin, Mitchell, Montgomery, Moore, New Hanover, Orange, Perquimans, Person, Pitt, Polk, Randolph, Robeson, Rutherford, Sampson, Scotland, Stanly, Stokes, Surry, Transylvania, Tyrrell, Union, Warren, Washington, Wayne, Wilkes, and Yancey counties; passed second and third readings.
HB 121 - Testimony against bigamous spouse. Reported unfavorably (identical with HB 271, reported below).
HB 149 - Custody in divorce cases. Reported unfavorably.
HB 226 - Insurance adjusters. Postponed indefinitely (identical with SB 154 which passed House 2/23).
HB 271 - Testimony against bigamous spouse. Reported favorably as amended.
HB 329 - Amending vital statistics law. Reported favorably.
HB 330 - Adopted child birth certificate. Reported favorably.
HB 384 - Marble yard license tax, as amended in House 2/26. Passed second reading.
HB 424 - Bonds in realty actions. Reported favorably.
HR 446 - (Joint Resolution) Inviting Byrnes. Passed three readings.

LOCAL BILLS

SB 194 - (Wake) Chief accepting affidavits. Reported favorably.
SB 203 - (Sampson) Clinton police jurisdiction. Reported favorably as amended.
SB 208 - (Robeson) Livestock sale. Reported favorably.
SB 220 - (Johnston) Pine Level police jurisdiction. Reported favorably.
SB 225 - (Granville) Oxford police jurisdiction. Reported favorably.

HB 255 - (Caswell) Superior court terms. Reported favorably.
HB 291 - (Avery) Elk Park charter. Passed third reading.
HB 301 - (Lee) Professional bondsmen, as amended in Senate 2/22. Bill recalled from enrolling office; vote by which House concurred in Senate amendment reconsidered.
HB 345 - (Onslow) Extending Swansboro limits. Passed third reading.
HB 359 - (Wake) Wendell recorder court jurisdiction. Reported unfavorably.
HB 417 - (Wake) Deputy sheriff expenses. Reported favorably.

Next session of House: 12:00 noon, Wednesday, February 28, 1951.

#

S. B. No. 110 SESSION 1951

Ordered to be Printed

Printed by CAPITAL PRINTING CO., Raleigh, N. C.

Introduced by SENATOR SAWYER

Referred to Committee on Constitutional Amendments

A BILL TO BE ENTITLED AN ACT TO AMEND THE CONSTITUTION OF THE STATE OF NORTH CAROLINA SO AS TO OBTAIN GREATER ECONOMY AND EFFICIENCY IN STATE GOVERNMENT BY AUTHORIZING THE NORTH CAROLINA GENERAL ASSEMBLY TO REORGANIZE AGENCIES OF THE EXECUTIVE BRANCH OF THE GOVERNMENT NOT HEADED BY ELECTIVE OFFICIALS.

The General Assembly of North Carolina do enact:

SECTION 1. Section 1 of Article III of the Constitution of the State of North Carolina is hereby amended by adding the following paragraph at the end of said section:

"The North Carolina General Assembly is instructed by the people of North Carolina to organize or reorganize all administrative offices, departments, agencies and other instrumentalities of the executive branch of the state government other than those headed by elective officials so as to combine the same according to major purposes and functions. On January 1, 1954, and thereafter, there shall not be more than twelve such major departments, in addition to the departments headed by elective officials.

"The General Assembly may establish temporary commissions for special purposes and such commissions need not be allocated to any major department.

"Appointments and promotions of all personnel in the executive branch of government, except department heads, shall be made according to merit and fitness, to be ascertained, as far as practicable, by examinations, which, as far as practicable, shall be competitive."

SEC. 2. Section 1 of this Act shall be submitted at the next general election to the qualified voters in the State in the same way and manner and under the same rules and regulations governing general elections in this State.

SEC. 3. In such election the electors favoring the adoption of the amendment in Section 1 of this Act shall vote a ballot on which shall be printed or written the words "For amendment authorizing reorganization of the executive branch of state government," and those opposed to the adoption of the amendment shall vote a ballot on which shall be printed or written the words "against amendment authorizing reorganization of the executive branch of state government."

SEC. 4. The election upon this amendment shall be conducted in the same manner and under the same rules and regulations as provided by the laws governing general elections, and if a majority of the votes cast be in favor of this amendment, it shall be the duty of the Governor of the State to certify the amendment under the Seal of the State to the Secretary of State, who shall enroll said amendment so certified among the permanent records of his office, and the amendment so certified shall be in force, and every part thereof, from and after the date of such certification.

SEC. 5. All laws and clauses of laws in conflict with this Act are hereby repealed.

SEC. 6. This Act shall be in full force and effect from and after its ratification.

INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 46
Wednesday, February 28, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 266 - Introduced by Powell

"To amend G. S. 136-18 to authorize the construction of emergency landing strips in connection with highways." [Rewrites G.S. 136-18(s) to allow State Highway and Public Works Commission to acquire land for, construct, and maintain emergency landing strips adjacent to state highways and to cooperate with appropriate state agencies, as well as agencies of the United States as at present, in acquiring rights of way for and in the construction and maintenance of such emergency flight strips.] To Public Roads.

SB 267 - Introduced by Powell

"To amend Chapter 136 of the General Statutes to control commercial entrances to highways." [Adds G.S. 136-93.1 to prohibit construction of any commercial entrance that intersects with a primary or secondary highway until a permit is obtained for such entrance in accordance with the minimum standards for entrances to highways. Highway Commission can remove to the line of the highway right of way any entrance constructed without a permit and not in accordance with minimum standards. Violation of section is a misdemeanor; each day violation continues is a separate offense.] To Public Roads.

SB 268 - Introduced by Powell

"To amend G.S. 136-37 relating to the apportionment between municipalities of highway funds." [Amends G.S. 136-37, relating to basis of apportionment between municipalities of funds appropriated for city highways and streets, to provide that distribution on a population basis is to be in accordance with last federal census as adjusted to take care of cities incorporated after such census.] To Public Roads.

SB 269 - Introduced by Powell

"To amend Chapter 20 of the General Statutes so as to provide a definition of 'resident' for motor vehicle registration purposes." [Effective July 1, 1951, amends G.S. 20-38 by adding subsection (gg) to define resident individuals as persons who are residents of N.C., even though temporarily out of the state. Persons leaving the state are presumed to continue as residents if one of following conditions exists: (1) family continues to reside in N.C., (2) children continue to attend N.C. schools, or (3) N.C. dwelling is maintained as a place of occupancy not used by persons other than members of the family.] To Public Roads.

SB 270 - Introduced by Powell

"To amend Chapter 20 of the General Statutes to provide for the registration and taxation of vehicles leased by the federal government to private and public lessees." [Amends G.S. 20-38(t) to provide that the lessee of a vehicle owned by the United States shall be considered the owner of the vehicle for purposes of the motor vehicle act. Amends G.S. 20-51(e) to limit the exemption of government vehicles from registration and certificate of title requirements to those vehicles owned and operated by the United States.] To Public Roads.

SB 273 - Introduced by Allsbrook and others

"To authorize and direct the State Highway and Public Works Commission to establish permanent weighing stations at suitable places in the state." [Stating its purpose to protect N.C. highways through stricter enforcement of weight limit provisions, amends G.S. 20-118.1 to direct the SH & PWC to establish permanent weighing stations at such locations as it may deem necessary and to expend such highway funds as may be necessary to accomplish this purpose, including the erection of structures and the employment of personnel. Ultimate aim is to provide a sufficient number of permanent weighing stations throughout the state, but SH & PWC is not required to achieve this aim in the next biennium. Makes it a misdemeanor for an operator to refuse to permit weighing of his vehicle or to drive it onto the scales. Overloads must be removed immediately by the operator who must remain responsible for property removed. Makes weighing station personnel peace officers for enforcement of the weight laws. Effective date, July 1, 1951.] To Public Roads.

SB 276 - Introduced by Barnhardt, Fountain, and Medford

"To clarify the statutes relating to the conveyance of real property of a decedent by a devisee or heir at law." [Reorganizes and clarifies G.S. 28-83, establishing sections 28-83.1, 28-83.2, and 28-83.3. Substance of present section remains unchanged with one exception. Provision relating to judicial sale of decedent's realty for partition is modified by omitting the requirement that if the sale is made within 2 years of decedent's death, regardless of whether the estate has been fully administered, the personal representative of the decedent must be joined as plaintiff or made a party defendant. Adds new G.S. 46-24.1 to provide that in any proceeding for a judicial sale of realty of a decedent's estate for partition commenced before the estate is fully administered, the personal representative must be joined as a plaintiff or made a party defendant, as provided by G.S. 28-83.2. Does not apply to pending litigation. Effective date, July 1, 1951.] To Judiciary 1.

SB 279 - Introduced by Medford

"To amend Article 25 of Chapter 130 of the General Statutes relating to the manufacture of mattresses so as to authorize a special manufacturer's license tax in lieu of a stamp tax." [Amends G.S. 130-274 to allow manufacturers of mattresses, in lieu of paying present annual inspection fee, to secure a special manufacturer's license upon payment of annual inspection fee of $500. Holder of special license is not required to affix adhesive stamps provided for by statute on mattresses manufactured for sale and shipment outside of state, but is required to affix such stamps on mattresses sold for use or resale in N.C.] To Public Health.

LOCAL BILLS INTRODUCED -- SENATE

SB 271 - (Richmond) Introduced by Page

"To authorize the board of county commissioners of Richmond County to appropriate monies for expenses and clerical assistance in the office of the clerk of the superior court and the register of deeds." [Empowers county commissioners to appropriate annually to CSC and register of deeds $2,400 each for expenses and clerical assistance. In commissioners' discretion appropriations can be made retroactive to January 1, 1951; validates any such prior appropriations.] To Counties, Cities, and Towns.

SB 272 - (Richmond) Introduced by Page

"To amend G.S. 152-5 in respect to coroners fees in Richmond County." [Amends G.S. 152-5 to fix coroner fees in Richmond County as follows: (1) investigation of death or deaths, $15; each additional day necessarily devoted to such investigation, $10; (2) inquest, $20; (3) autopsy before interment, $20; autopsy after interment, $50 (which includes cost of exhuming body, autopsy, and re-interment); if services of physician other than coroner required, court is to fix additional fee to be paid to physician; (4) summoning jury, $5; (5) travel expenses, 10¢ per mile for car and 35¢ per mile for hearse.] To Salaries and Fees.

SB 274 - (Pitt) Introduced by Jones of Pitt

"To create a bird sanctuary within the town of Farmville in Pitt County." [Makes it a misdemeanor punishable by a fine up to $50 or imprisonment up to 30 days to kill, trap, or otherwise take any birds within corporate limits of Farmville except English sparrows, great horned owls, cooper's hawks, sharp-shinned hawks, crows, pigeons, and starlings.] To Wildlife.

SB 275 - (Cabarrus) Introduced by Barnhardt

"To provide a schedule of discounts on property taxes for the city of Concord." [Sets schedule of discounts on property taxes levied by city of Concord to be used in lieu of the schedule provided in G.S. 105-345. Provides 2% deduction on taxes paid by August 1, 1 1/2% deduction on taxes paid during August, 1% deduction if paid during September, and 1/2% deduction if paid during October.] To Counties, Cities, and Towns.

SB 277 - (Robeson) Introduced by Watts

"Extending the territorial jurisdiction of the police officers in the town of Lumberton in Robeson County." [Extends authority of Lumberton law enforcement officers to exercise all powers granted to them by law to all areas and properties now owned or hereafter acquired by the town, including specifically the municipal golf course, municipal airport, and McMillan's Beach on Lumber River. Authorizes the transportation of persons in official custody to, from, through, or between municipally owned areas.] To Counties, Cities, and Towns.

SB 278 - (Rowan) Introduced by Woodson

"To amend Chapter 37 of the Private Laws of 1905, relative to tenure of office of the mayor and members of the board of aldermen of the town of Spencer." [Amends cited chapter to provide that the terms of office of the mayor and aldermen shall begin June 1 following their election. If June 1 comes on Sunday, terms are to commence on June 2. Mayor and aldermen shall be installed in office at 12 noon on June 1 (provided it is not a Sunday) after the election. Terms of the mayor and 6 aldermen elected in 1949 election shall expire on May 31, 1951. All future terms are to begin on June 1 and expire 2 years later on May 31.] To Counties, Cities, and Towns.

SB 280 - (Mecklenburg) Introduced by Morris

"To amend Chapter 926 of the Session Laws of 1947 relating to the Charlotte Firemen's Retirement System." [Makes several clarifying amendments to cited chapter. Allows all new firemen to become members of city firemen's retirement system upon coming into the department instead of after the 6 months probationary period. Requires each member joining retirement system after ratification of this act to pay percentage of earnings into the retirement fund for 25 years before 25-year benefits are applicable to him. Adds paragraph to provide that in event any member of retirement system enters armed forces, city is to contribute to the retirement fund on each payroll period an applicable percentage based upon the pay grade of such employee; upon proper action by city council, city is also to make contributions up to the applicable percentage on behalf of such employee in the armed forces, and such payments are to inure to benefit of the employee. If employee fails to return to fire department within 90 days from date eligible for discharge, he loses all benefits except a return of contributions actually made by him. Returning employee must also pass a satisfactory physical examination by physician designated by board of trustees.] To Teachers and State Employees Retirement.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 165 - Par clearance of checks. Reported unfavorably.
SR 166 - (Joint Resolution) Federal tax limitation. Re-referred to Constitutional Amendments.
SB 188 - Tuberculosis control. Reported favorably as amended.
SB 199 - Time for issuing bonds extended. Reported favorably.
SB 200 - Time for issuing bonds. Reported favorably.
SB 228 - School funds surpluses. Reported favorably.

HB 86 - Transmitting death sentences. Re-referred to Judiciary 1.
HB 90 - Disposition of wrongful death recovery, as amended in House 2/26. Received from House; sent to Judiciary 2.
HB 157 - Disposition of bank records. Reported favorably.
HB 158 - Bank loan committees. Reported favorably.
HB 173 - County association dues, as amended in House 2/7. Reported unfavorably.
HB 174 - Property tax limitation. Passed second and third readings.
HB 296 - Unpaid sales tax penalty, as amended in House 2/14 and 2/19. Reported favorably.
HR 446 - (Joint Resolution) Inviting Byrnes. Received from House; placed on calendar; passed second and third readings.

LOCAL BILLS

SB 192 - (Wake) Transferring jury trials. Reported favorably.
SB 234 - (Mecklenburg) Matthews primary, as amended in House 2/26. Recalled from enrolling office; vote by which Senate concurred in House amendment reconsidered; returned to House.
SB 239 - (New Hanover) Postponing revaluation. Reported favorably.
SB 242 - (Brunswick) Southport elections. Passed second and third readings.
SB 245 - (Iredell) Extending Statesville zoning. Passed second and third readings.
SB 249 - (Franklin) Officials salaries. Passed second and third readings.
SB 255 - (Richmond) Non-support payments. Reported favorably.
SB 256 - (Richmond) Rockingham elections. Passed second and third readings.

HB 168 - (Currituck) Township tax collectors. Passed second and third readings.
HB 219 - (Guilford) Damages by dogs. Passed second and third readings.
HB 227 - (Bertie) Windsor parking meter revenues. Passed second and third readings.
HB 237 - (Robeson) Fairmont school property. Reported favorably.
HB 238 - (Craven) Cherry Point school. Reported favorably.
HB 284 - (Rowan) County court salaries. Reported favorably.
HB 285 - (Nash and Edgecombe) Rocky Mount charter. Passed second and third readings.
HB 289 - (Avery) County officials, as amended in House 2/26. Received from House; sent to Counties, Cities, and Towns.
HB 291 - (Avery) Elk Park charter. Received from House; sent to Counties, Cities, and Towns.
HB 295 - (Nash) Publishing civil summons. Reported favorably.
HB 301 - (Lee) Professional bondsmen, as amended in Senate 2/22. Recalled from House; vote by which bill passed third reading reconsidered; postponed indefinitely.

HB 302 - (Bladen) Elizabethtown police jurisdiction, as amended in House 2/26. Received from House; sent to Counties, Cities, and Towns.
HB 313 - (Nash) Recorder court jurisdiction. Reported favorably.
HB 315 - (Stanly) Albemarle city manager election. Passed second and third readings.
HB 319 - (Cumberland) Rural policemen. Passed second and third readings.
HB 332 - (Robeson) Bird sanctuaries. Passed second and third readings.
HB 334 - (Dare) Advertising Manteo. Passed second and third readings.
HB 339 - (Beaufort) Firemen jury exemption. Passed second and third readings.
HB 345 - (Onslow) Extending Swansboro limits. Received from House; sent to Counties, Cities, and Towns.
HB 353 - (Wake) Precinct policeman. Passed second and third readings.
HB 358 - (Graham) Appointing board of education. Reported favorably.
HB 363 - (Buncombe) Commissioner of institutions. Passed second and third readings.
HB 376 - (Gaston) Municipal officials pay. Passed second and third readings.

Next session of Senate: 12:00 noon, Thursday, March 1, 1951.

#

BULLETIN NO. 46
Wednesday, February 28, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 448 - Introduced by Pritchett

"To authorize a justice of the peace to hear and try causes anywhere in his county." [Amends G.S. 7-127 to permit justice of the peace to try causes anywhere in county, though, as at present, he could not be compelled to try causes outside his township.] To Courts and Judicial Districts.

HB 450 - Introduced by Umstead

"To authorize the trustees of the University of North Carolina to issue revenue bonds in the sum of $150,000 to provide for the building of a baseball field and the erecting of a grandstand and bleachers at North Carolina State College, Raleigh, North Carolina, to be paid out of funds other than the general revenue of the state or of the college." [As title indicates; authorizes trustees to issue bonds to be sold by State Treasurer, to determine the interest rate and the time and place of payment, and to pledge net game receipts and gross receipts of State College Athletic Department to payment of obligations, which would be in installments beginning not later than 5 years and extending not more than 30 years from issue. No part of such payment would be made out of the college's general revenue, nor could the credit of the trustees or of the state be pledged directly or indirectly to any payment. Bonds, notes, and coupons and income therefrom would be exempt from state, county, and municipal taxation, and could not be taxed as part of surplus of bank or other corporation.] To Finance.

HB 451 - Introduced by Love, Edwards of Swain, and Stoner

"To rewrite section 50-8 of the General Statutes relating to the facts required to be set forth in the complaint in actions for divorce." [Rewrites cited section to require that the complaint in divorce actions be verified according to G.S. 1-145 and 1-148 instead of by special affidavit now required by G.S. 50-8. Provides that all statements of plaintiff now required to be in the affidavit be set out in the complaint. Amends wording in proviso concerning divorce on 2 years separation to conform with this change. Omits provision concerning actions for alimony as well as provision concerning wife's residence apart from husband on filing affidavit of intent to bring divorce action. Adds provision validating prior divorce action, judgments, and decrees where averments of fact required in affidavit have been set forth in complaints verified under G.S. 1-145 instead of by affidavit as required in G.S. 50-8, and with exception of this added provision, bill does not apply to pending litigation. Effective July 1, 1951.] To Judiciary 2.

HB 453 - Introduced by Dalrymple

"To make unlawful the operation, maintenance and participation in pari mutuel and other betting systems in North Carolina." [Adds G.S. 14-292.1 to make unlawful the ownership, lease, operation, or maintenance of pari mutuel systems or other betting systems used for betting on horse and dog races, and to make unlawful placing a bet with such systems. Violation is a misdemeanor punishable by fine, imprisonment, or both, in discretion of the court. Repeals local laws in conflict. Effective May 1, 1951.] To Propositions and Grievances.

HB 454 - Introduced by Edwards of Greene

"Authorizing an investigation of a claim of Mrs. Ruby Joyner for personal injury resulting from the operation of a public school bus." [Directs State Board of Education to investigate stated facts of accident and, upon proof that accident was caused by negligence of school bus driver without contributory negligence of Mrs. Joyner, to pay Mrs. Joyner damages not to exceed $500.] To Appropriations.

HB 456 - Introduced by Ramsay and Greene

"To authorize the North Carolina Hospitals Board of Control to lease a building to the North Carolina Cancer Institute, Inc., and to appropriate the sum of eighty-five thousand dollars ($85,000) for the purpose of renovating and equipping such building." [Identical with SB 252 digested in Bulletin No. 44, Monday, February 26, 1951.] To Appropriations.

HB 458 - Introduced by Etheridge and Hardison

"To authorize the governor and Council of State to allocate from the Contingency and Emergency Fund not to exceed $35,000 to complete the purchase of the land necessary for the restoration of the Tryon Palace, the first North Carolina state capitol in New Bern, North Carolina." [Citing fact that more money is needed to complete purchase of land for restoration of Tryon Palace, authorizes governor and Council of State to allocate up to $35,000 to purchase remaining necessary land.] To Appropriations.

HB 462 - Introduced by Elliott

"Reimbursing Ed Sumlin for damages to truck by Glenwood school bus." [Citing facts of collision, authorizes State Board of Education to investigate claim and, if no contributory negligence found, to pay Sumlin $421.15.] To Appropriations.

HB 464 - Introduced by Worthington

"To require that federal estate taxes be prorated among the beneficiaries of the estate according to their interests therein." [When estate representative has paid federal estate tax on decedent's estate, the amount so paid, unless by will the decedent provided otherwise, is to be prorated by order of CSC among the persons to whom the estate property is to be transferred or to whom any interest accrues in the proportion the value of the distributive share bears to the total received by all interested in the estate. In making the proration, allowance is to be made for exemptions and deductions allowed by the federal act. Where a trust is created giving the beneficiary an interest in income or an estate for life or years, the tax on both the temporary interest and remainder is to be charged against the corpus thereof without apportionment between the remainder and the temporary estate. The tax is to be paid by the estate representative before distribution, and he cannot be required to distribute any property which may have a federal tax imposed on it or which may be liable for payment thereof until the amount of the tax due from the distributee is paid or adequate security therefor furnished. Bill does not give any right to recover any tax from companies insuring the decedent's life or insuring him against accident and illness, nor does it give any right to recover any tax against any company insuring the life of a person other than the decedent in which the decedent owned an interest at the time of his death.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 449 - (Perquimans) Introduced by Holmes

"Relating to the application of proceeds of parking meters of the town of Hertford of Perquimans County." [Directs that surplus parking meter revenues remaining after application to regulation and control of vehicular traffic and parking shall be used for expenses of general law enforcement in Hertford.] To Counties, Cities, and Towns.

HB 452 - (Lee) Introduced by Dalrymple by request

"To authorize and empower the board of aldermen of the town of Sanford to appropriate funds for the development of the industrial resources of said town." [Authorizes aldermen to appropriate annually, from revenues not derived from ad valorem and other taxes, up to $1200 for advertising and developing the town's industrial resources and for educating its citizens concerning such resources.] To Counties, Cities, and Towns.

HB 455 - (Randolph) Introduced by Ward

"To provide for the transfer of criminal cases from the recorder's court of Randolph County to the superior court when trial by jury is demanded." [Directs recorder to transfer trial to superior court when trial by jury is demanded by defendant or prosecuting attorney, and to fix bond to be executed by defendant guaranteeing appearance at next term of superior court. Exempts Randolph County from G.S. 7-228.] To Courts and Judicial Districts.

HB 457 - (Surry) Introduced by Woltz

"Amending G.S. 7-70 in respect to terms of court in Surry County." [Rewrites G.S. 7-70 setting the times for terms of superior court in Surry County.] To Courts and Judicial Districts.

HB 459 - (Catawba) Introduced by Leinbach

"To amend Chapter 200 of the Private Laws of 1935, relating to the election of trustees for the Newton-Conover city administrative school unit." [Amends cited act to provide that trustees of the city administrative school unit be elected for 4-year terms staggered so that 2 are elected every 2 years, instead of for 3-year staggered terms. In making provision for placing present board on 4-year basis, bill extends present term of trustee Robinson, presumably from old Newton Graded School District, to May, 1953, but fails to make provision for quadrennial election of successor to this trustee.] To Education.

HB 460 - (Pamlico) Introduced by Collier

"Amending the County Finance Act so as to authorize counties to borrow money for expenses of revaluation and reassessment of property in the year 1952, applicable only to Pamlico County." [Authorizes Pamlico County to issue up to $10,000 in bonds and notes to mature in 3 years and to levy property taxes for payment of principal and interest thereon for the purpose of revaluing real property. Bonds and notes authorized must be issued before June 30, 1952, and must be approved and sold by Local Government Commission. Commissioners are empowered to postpone revaluation for the year 1951.] To Finance.

HB 461 - (Union) Introduced by Horne

"To authorize the board of county commissioners of Union County to increase the compensation of all officials and employees of the county of Union who are paid from the general funds of said county." [Effective July 1, 1951, authorizes the county commissioners to increase the salaries of all elective or appointive officials and employees, whose compensation is now fixed by law and who are paid from the general fund, by not more than 20%.] To Counties, Cities, and Towns.

HB 463 - (Alexander) Introduced by Little of Alexander

"To amend G.S. 7-70, relating to the terms of superior court in Alexander County in the Fifteenth Judicial District." [Rewrites G.S. 7-70 setting the times for terms of superior court in Alexander County.] To Courts and Judicial Districts.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 94 - Supporting illegitimate children, as amended in Senate 2/6. Passed second and third readings.

SB 106 - Uniform support act (Senate committee substitute 2/23), as amended in Senate 2/26. Received from Senate; sent to Public Welfare.

SB 120 - State-municipal road maintenance, as amended in Senate 2/7 and 2/14. Reported favorably; re-referred to Appropriations.

SB 152 - Insurable interest in partners, as amended in Senate 2/26. Received from Senate; sent to Insurance.

SB 189 - Diphtheria immunization. Passed second and third readings.

SB 190 - Sanitary district hearings. Passed second reading.
SB 196 - Signature of clerk. Reported favorably.
SB 198 - Assistant clerks. Reported favorably.
HB 24 - "Better Government" commission (House committee substitute 2/27). Postponed to 3/6.
HB 43 - Chiropody practice. Reported unfavorably.
HB 79 - Special appearances (House committee substitute 2/27). Postponed to 3/1.
HB 105 - Oil well reward. Reported favorably as amended; re-referred to Appropriations.
HB 148 - Supporting illegitimate children. Reported unfavorably (identical with SB 94 which passed the House today).
HB 180 - School attendance officers. Reported favorably; re-referred to Appropriations.
HR 203 - (Joint Resolution) Patrol car inspection. Reported favorably.
HB 217 - Truck mudguards. Reported unfavorably.
HB 271 - Testimony against bigamous spouse. Amended to clarify language of bill; passed second and third readings.
HB 288 - Conservation board pay. Reported favorably.
HR 325 - (Joint Resolution) Prison study commission. Reported unfavorably (See substitute bill, HR 447, Bulletin No. 45, Tuesday, February 27, 1951).
HB 329 - Amending vital statistics law. Re-referred to Judiciary 1.
HB 330 - Adopted child birth certificate. Re-referred to Judiciary 1.
HB 331 - Municipal street fund. Reported unfavorably.
HB 373 - Protecting venus fly trap. Reported favorably.
HB 384 - Marble yard license tax, as amended in House 2/26. Passed third reading.
HB 419 - Bird sanctuaries. Reported favorably.
HB 424 - Bonds in realty actions. Passed second and third readings.
HB 430 - Continuing cement commission. Reported favorably.

LOCAL BILLS

SB 46 - (Montgomery) Publishing county board expenditures. Reported favorably as amended.
SB 147 - (Guilford) Greensboro taxes. Withdrawn from Counties, Cities, and Towns; re-referred to Finance.
SB 156 - (Macon) Highlands conveyance. Reported favorably.
SB 157 - (Forsyth) Winston-Salem adjustment board. Reported favorably.
SB 158 - (Anson) School districts. Reported favorably.
SB 174 - (Harnett) Dunn city manager election. Reported favorably.
SB 194 - (Wake) Chief accepting affidavits. Passed second and third readings.
SB 203 - (Sampson) Clinton police jurisdiction. Amended to reduce the proposed extension from 2 miles to 1; passed second and third readings.
SB 208 - (Robeson) Livestock sales. Amended to prohibit livestock auction sales after 6 p.m.; passed second and third readings.
SB 210 - (Lincoln) Deputy sheriffs. Reported favorably.
SB 220 - (Johnston) Pine Level police jurisdiction. Reported favorably.
SB 223 - (Halifax) Roanoke Rapids property sale. Reported favorably.
SB 224 - (Granville) Mayor court costs. Received from Senate; sent to Counties, Cities, and Towns.
SB 225 - (Granville) Oxford police jurisdiction. Passed second and third readings.
SB 226 - (Wayne) Goldsboro charter amendments. Reported favorably.
SB 234 - (Mecklenburg) Matthews primary, as amended in House 2/26. Recalled from Senate; votes by which bill passed second and third readings and by which amended reconsidered; amendment withdrawn; amendment identical with the one withdrawn except for insertion of a statutory reference adopted; passed second and third readings.
SB 235 - (Halifax) Roanoke Rapids city manager election. Received from Senate; sent to Counties, Cities, and Towns.

SB 236 - (Buncombe) School property conveyance. Reported favorably.
SB 238 - (Macon) School property sale. Reported favorably.

HB 211 - (Cherokee) Regulating taxicabs. Reported favorably.
HB 212 - (Cherokee) Taxicab fares. Reported favorably.
HB 221 - (Guilford) Civilian defense appropriations. Reported favorably.
HB 222 - (Guilford) Investing unused capital funds. Reported favorably.
HB 250 - (Forsyth) Rural Hall sanitary district. Reported favorably.
HB 255 - (Caswell) Superior court terms. Passed second and third readings.
HB 265 - (Yancey) Board of education. Reported favorably.
HB 301 - (Lee) Professional bondsmen, as amended in Senate 2/22. Returned to Senate at Senate's request.
HB 326 - (Forsyth) Winston-Salem motor vehicles. Reported favorably.
HB 337 - (Cherokee) Electing Andrews school trustees. Reported favorably.
HB 338 - (Cherokee) Appointing Andrews school trustees. Reported favorably.
HB 343 - (Person) Electing criminal court officials. Reported favorably.
HB 348 - (Rockingham) Reidsville employee insurance. Reported favorably.
HB 355 - (Carteret) Cherry Point zoning power. Reported favorably.
HB 356 - (Montgomery) Municipal police jurisdiction. Reported favorably.
HB 360 - (Rockingham) County commissioners terms. Reported favorably.
HB 365 - (Orange) Register of deeds fees. Reported favorably.
HB 379 - (Surry) Process fees. Reported favorably.
HB 382 - (Davidson) Lexington construction permit. Reported favorably.
HB 399 - (Randolph) Grand jurors terms. Reported favorably.
HB 404 - (Martin) Jamesville elections. Reported favorably.
HB 416 - (Washington) Plymouth elections. Reported favorably.
HB 417 - (Wake) Deputy sheriff expenses. Bill and proposed amendment re-referred to Judiciary 2.
HB 423 - (Caldwell) Recorder court jury trial. Reported favorably.
HB 433 - (Chowan) Edenton parking revenues. Reported favorably.

BILLS RATIFIED

SB 92 - (Burke) Education board land sale.
SB 129 - (Harnett) Dunn officers election.
SB 131 - (Harnett) Dunn voters registration.
SB 139 - (Northampton) Deputy sheriffs.
SB 140 - Local recreation commissions (Senate committee substitute 2/15), as amended in House 2/23.
SB 145 - Telephone profanity.
SB 150 - (Richmond) Sale of publicly-owned lot.
SB 168 - Presidential terms.

HB 33 - (Anson and Wake) Deputy tax collectors (House committee substitute 2/12), as amended in House 2/15.
HB 161 - (Yancey) Sheriff salary.
HB 194 - (Forsyth) Register of deeds fees.
HB 197 - Assumption of school bonds.
HB 257 - (Alamance) County commissioners pay.
HB 258 - (Alamance) Officials pay, as amended in House 2/14.
HB 321 - (Chowan) Sheriff pay.
HB 351 - (Union) County commissioners clerk.

Next session of House: 12:00 noon, Thursday, March 1, 1951.

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SB [illegible] - (Anderson) School property [illegible]. Reported favorably.
SB [illegible] - (Mason) School property [illegible]. Reported favorably.

SB [illegible] - (Carpenter) [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible] Board of [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported [illegible]
[illegible] Senator's request.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - (Carpenter) [illegible]. Reported favorably.
SB [illegible] - (Carpenter) [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]
[illegible]

SB [illegible] - [illegible]. Reported favorably.
SB [illegible] - [illegible]. Reported favorably.

[illegible] BILLS

SB [illegible] - [illegible]
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Next meeting of [illegible] 1943.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 47
Thursday, March 1, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 281 - Introduced by Johnson

"To authorize the issuance of permanent registration plates for vehicles owned by rural fire department." [Effective July 1, 1951, permits vehicles owned by rural fire departments or associations to be registered permanently for a fee of $1 under the provisions of G.S. 20-84.] To Judiciary 1.

SB 282 - Introduced by Jones of Pitt

"To permit the North Carolina Medical Care Commission to make contributions of funds for indigent patients hospitalized in approved private hospitals." [Amends G.S. 131-119 to authorize the Medical Care Commission to contribute $1 per day for each indigent patient in a privately owned and operated hospital provided the hospital is approved by the Commission.] To Public Health.

SB 283 - Introduced by Hicks

"Authorizing an investigation by the State Board of Education of a claim of H. Carl Tyson of Farmville, North Carolina, for property damage resulting from the operation of a public school bus." [Citing circumstances of accident, authorizes State Board of Education to make investigation and upon a finding that the accident resulted from the negligence of the school bus driver to award damages not to exceed $83.29.] To Appropriations.

SB 284 - Introduced by Carlyle

"To amend G.S. 47-19, relating to registration of deeds executed prior to January 1, 1920." [Amends G.S. 47-19 to allow any person holding or claiming title under an unregistered deed executed prior to January 1, 1920 (rather than January 1, 1890) to register such deed without proof of execution on making an affidavit as prescribed in the section.] To Judiciary 1.

SB 285 - Introduced by Carlyle

"To amend G.S. 47-1 relating to instruments which may be registered." [Rewrites G.S. 47-1 to add instruments modifying or extending the terms of mortgages or deeds of trust, affidavits concerning land titles or family history, and instruments pertaining to real property to the list of instruments which can be proved or acknowledged before the various state officials set out in the section.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- SENATE

SB 286 - (Chatham) Introduced by Bell

"Relating to the nomination and election of county commissioners for Chatham County." [Divides county into 5 districts for the purpose of nominating and electing members of the board of county commissioners. Provides that at next primary following ratification and biennially thereafter each political party shall nominate from each of the 5 districts a candidate who is a qualified voter of his district. Each candidate for nomination shall be voted upon in the primary by the voters of his district only. In the general election each candidate shall be voted upon by all voters regardless of district. Both primaries and general elections are to be conducted in accordance with general laws governing elections. Three commissioners presently holding office shall continue in office until their successors are qualified.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 59 - Mortgage registration. Reported favorably as amended.
SB 83 - Prohibiting night corn sales. Reported favorably as amended.
SB 115 - Traffic law definitions. Reported favorably.
SB 144 - Historical marker fund. Reported favorably.
SB 162 - Transporting patrolman property. Reported favorably.
SB 188 - Tuberculosis control. Amended (1) to allow person suspected of having tuberculosis to submit to voluntary examination, (2) to allow treatment at home only when health officer determines there is no danger to the public or other individuals, (3) to make it clear that medical superintendent of state sanitorium can discharge a patient at any time during period of commitment so long as discharge does not endanger health or life of others; passed second and third readings.
SB 199 - Time for issuing bonds extended. Passed second reading.
SB 200 - Time for issuing bonds. Passed second reading.
SB 216 - Turnpikes. Reported favorably.
SB 219 - Use of detainers. Reported favorably.
SB 227 - Budget commission quorum. Reported favorably.
SB 228 - School funds surpluses. Passed second and third readings.
SB 257 - Evidence in parking cases. Reported favorably.
SB 266 - Emergency landing strips. Reported favorably.
SB 268 - Apportioning highway funds among cities. Reported favorably.

HB 72 - Assistant solicitors, as amended in House 2/23. Reported favorably.
HB 83 - Committing criminals to hospitals. Reported favorably.
HB 95 - Reckless driving in institutions. Reported favorably.
HB 100 - Validating wills (House committee substitute 2/22). Reported favorably.
HB 111 - JP bonds, as amended in House 2/27. Received from House; sent to Judiciary 2.
HB 114 - Bribing driver license examiners. Reported favorably.
HB 157 - Disposition of bank records. Passed second and third readings.
HB 158 - Bank loan committees. Passed second and third readings.
HB 207 - CSC financial reports. Reported favorably.
HB 243 - Registration plate transfers. Reported favorably.
HB 296 - Unpaid sales tax penalty, as amended in House 2/14 and 2/19. Passed second and third readings.
HB 297 - Departmental information exchange. Reported favorably.
HB 424 - Bonds in realty actions. Received from House; sent to Judiciary 2.

LOCAL BILLS

SB 167 - (Franklin) JP fees. Reported favorably.
SB 192 - (Wake) Transferring jury trials. Passed second and third readings.
SB 201 - (Surry) Grand jury selection. Reported favorably.
SB 203 - (Sampson) Clinton police jurisdiction, as amended in House 2/28. Received from House for concurrence in House amendment; concurred.
SB 208 - (Robeson) Livestock sales, as amended in House 2/28. Received from House for concurrence in House amendment; concurred.

SB 221 - (Buncombe) County officials salaries. Reported favorably.
SB 222 - (Macon) Jailer fees. Reported favorably.
SB 234 - (Mecklenburg) Matthews primary, as amended in House 2/28. Received from House for concurrence in House amendment; concurred.
SB 237 - (Montgomery) Officials fees. Reported favorably.
SB 239 - (New Hanover) Postponing revaluation. Passed second and third readings.
SB 241 - (Richmond) Election officials pay. Reported favorably.
SB 253 - (Pamlico) Removing jury trials. Reported favorably.
SB 255 - (Richmond) Non-support payments. Passed second and third readings.
SB 261 - (Haywood) Refunding court costs. Reported favorably.
SB 272 - (Richmond) Coroner fees. Reported favorably.

HB 128 - (Martin) Recorder court jury trial. Reported favorably.
HB 135 - (Rockingham) Reidsville court officials salaries. Reported favorably.
HB 141 - (Gates) Inferior court jury trial. Reported favorably.
HB 202 - (Cabarrus) Superior court terms. Reported favorably.
HB 237 - (Robeson) Fairmont school property. Passed second and third readings.
HB 238 - (Craven) Cherry Point school. Passed second and third readings.
HB 255 - (Caswell) Superior court terms. Received from House; sent to Courts and Judicial Districts.
HB 256 - (Caswell) Yanceyville firemen equipment. Reported unfavorably.
HB 284 - (Rowan) County court salaries. Passed second and third readings.
HB 292 - (Avery) Register of deeds fees. Reported favorably.
HB 295 - (Nash) Publishing civil summons. Passed second and third readings.
HB 308 - (Scotland) Quadrennial revaluation. Reported favorably.
HB 309 - (Scotland) Whiskey still rewards. Reported favorably.
HB 313 - (Nash) Recorder court jurisdiction. Passed second and third readings.
HB 336 - (Cherokee) Officials pay. Reported favorably.
HB 346 - (Vance) Officials pay, as amended in House 2/23. Reported favorably.
HB 350 - (Duplin) Grand jurors terms. Reported favorably.
HB 358 - (Graham) Appointing board of education. Passed second and third readings.
HB 364 - (Orange) County officials pay. Reported favorably.
HB 368 - (Pasquotank) Grand jurors terms. Reported favorably.
HB 372 - (Currituck) Coroner pay. Reported favorably.
HB 391 - (Buncombe) Deputy sheriff salary. Reported favorably.
HB 392 - (Buncombe) Sheriff salary. Reported favorably.
HB 393 - (Buncombe) Constable salary. Reported favorably.
HB 394 - (Buncombe) Tax supervisor salary. Reported favorably.

BILLS RATIFIED 2/28

SB 3 - (Lincoln and Catawba) Superior court terms, as amended in Senate 2/12.
SB 39 - Auto registration plates.
SB 43 - Welfare commissioner pay.
SB 154 - Insurance adjusters.

HB 15 - (Richmond) Sheriffs fees.
HB 16 - (Rowan) Salisbury charter amendment.
HB 37 - (Warren) Removing tax limitation.
HB 169 - (Wake) Holly Springs charter, as amended in House 2/13.
HB 208 - (Robeson) County law library, as amended in House 2/12.
HB 246 - (Duplin) County officials, as amended in House 2/19.
HB 252 - (Cumberland) Fayetteville council election, as amended in House 2/22.
HB 264 - (Pender) Special taxes.
HB 267 - (Gaston) County commissioners pay.
HB 272 - (Pasquotank) Recorder court fees.
HB 282 - (Craven) County officials pay.

HB 283 - (Washington) Register of deeds fees.
HB 294 - (Surry) Register of deeds fees.
HB 311 - (Randolph) Officials pay, as amended in Senate 2/23.
HB 320 - (Chowan) Officials pay.
HB 341 - (Alamance and Orange) Mebane elections.

BILLS RATIFIED 3/1

SB 94 - Supporting illegitimate children, as amended in Senate 2/6.
SB 189 - Diphtheria immunization.
SB 194 - (Wake) Chief accepting affidavits.
SB 220 - (Johnston) Pine Level police jurisdiction.
SB 225 - (Granville) Oxford police jurisdiction.

HB 168 - (Currituck) Township tax collector.
HB 174 - Property tax limitation.
HB 219 - (Guilford) Damages by dogs.
HB 227 - (Bertie) Windsor parking meter revenues.
HB 285 - (Nash and Edgecombe) Rocky Mount charter.
HB 315 - (Stanly) Albemarle city manager election.
HB 319 - (Cumberland) Rural policemen.
HB 332 - (Robeson) Bird sanctuaries.
HB 334 - (Dare) Advertising Manteo.
HB 339 - (Beaufort) Firemen jury exemption.
HB 353 - (Wake) Precinct policeman.
HB 363 - (Buncombe) Commissioner of institutions.
HB 376 - (Gaston) Municipal officials pay.
HR 446 - (Joint Resolution) Inviting Byrnes.

Next session of Senate: 10:00 a.m., Friday, March 2, 1951.

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BULLETIN NO. 47
Thursday, March 1, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 468 - Introduced by Royster

"To permit the North Carolina Medical Care Commission to make contributions of funds for indigent patients hospitalized in approved private hospitals." [Amends G.S. 131-119 to include among those hospitals to which the commission may pay certain benefits for the care of indigent patients, privately owned and operated hospitals when approved by the commission. At present, benefits apply only to hospitals owned by public, or those owned and operated by charitable, non-profit, non-stock corporations.] To Appropriations.

HB 469 - Introduced by Burfoot by request

"To make it unlawful to bet on horse or dog races, or to play bingo for money or prizes, anywhere in the state of North Carolina." [Effective May 1, 1951. Adds new section, G. S. 14-292.1, making it unlawful to own, lease, operate, or maintain in the state a pari mutuel or other system for betting on horse or dog races or other racing contests. Also prohibits operating and playing bingo where money or prizes are offered or paid to winner. Repeals conflicting laws, public or local.] To Propositions and Grievances.

HB 475 - Introduced by Barker

"To amend section 20-38 of the General Statutes as the same relates to the definition of the owner of motor vehicles." [Adds sentence to G.S. 20-38(t) defining motor vehicle owner, to provide that when vehicle is leased to franchise hauler of property and used by lessee in his business, lessee may elect to be considered owner for purposes of motor vehicle law. Effective July 1, 1951.] To Roads.

HB 476 - Introduced by Wiggs

"Authorizing the investigation of a claim of R. E. Whitehurst of Smithfield in Johnston County arising out of a collision with a school bus." [Citing circumstances of accident, authorizes State Board of Education to investigate claim and on proper finding to pay up to $55.63 to claimant.] To Appropriations.

HB 477 - Introduced by Floyd

"To increase the tax on spirituous liquors and fortified wines." [Rewrites G.S. 18-85, which levies tax on liquor and wine and sets out the manner of distribution of proceeds therefrom, to raise the tax levied in addition to other taxes, but in lieu of sales and use tax, from 8.5% to 20% of the retail price. Deletes provision that amount paid cannot exceed 1/2 net profits from liquor sales. Declares intention of section is to pass increase on to purchaser by adding it to retail price, but specifies that in any case, seller is liable for the tax. Tax is payable just as sales tax, and assessment and liability would be governed by provisions of sales tax article (except discount provision of G.S. 105-170) and Ch. 105, Art. 9, on general administration. Deletes provisions concerning distribution of tax proceeds, and authorizes Revenue Commissioner to make rules to enforce provisions of section. Effective July 1, 1951.] To Finance.

HB 478 - Introduced by Etheridge, Dill, and Collier

"To appropriate funds necessary to pay the state's proportion of costs of operation of the Atlantic States Marine Fisheries in accordance with the state's compact." [Effective July 1, 1951, appropriates $1000 annually for paying the state's proportion of the costs of the Atlantic States Marine Fisheries Commission assumed in Article XI of the Compact which was executed on behalf of the state in Ch. 1086, Session Laws of 1949. Provides for making appropriation each biennium as long as state remains party to the compact.] To Appropriations.

HB 479 - Introduced by Dill

"To compensate George Wallace for damages to his station wagon sustained in a school bus accident." [Directs State Board of Education to investigate stated accident and, upon proof that accident was fault of school bus driver without contributory negligence by Wallace, to pay him not exceeding $72. Effective July 1, 1951.] To Appropriations.

HB 480 - Introduced by Dill

"To compensate Walter Edwards for damages to his car sustained in a school bus accident." [Directs State Board of Education to investigate stated accident and, upon proof that accident was fault of school bus driver without contributory negligence by Edwards, to pay him not exceeding $68.06. Effective July 1, 1951.] To Appropriations.

HB 482 - Introduced by Parrott

"To provide new rules of evidence in regard to the agency of the operator of a motor vehicle involved in any accident." [Adds G. S. 20-71.1 to provide (1) that in actions to recover damages for injury to person or property or for death of a person, arising out of a motor vehicle accident, proof of ownership of the vehicle at the time of such accident shall be prima facie evidence that the vehicle was being used with the authority of the owner in the accident from which the cause of action arose, and (2) that proof of registration of the vehicle shall constitute prima facie evidence of ownership and of fact that owner assumed full responsibility for conduct of person driving the car. Effective July 1, 1951.] To Judiciary 2.

HB 483 - Introduced by Pou

"To amend section 20-116(d) General Statutes of North Carolina, and section 20-118(g) of the General Statutes of North Carolina so as to provide maximum length and maximum weight for buses equipped with three (3) axles." [Amends G.S. 20-116(d) to permit a passenger bus having 3 axles to be up to 40 feet in length. Amends G.S. 20-118(g) to set a weight limit for buses with 3 axles at 26,500 lbs. and to permit the licensing of a 2-axle or 3-axle bus which exceeds the weight limit if the bus were licensed in North Carolina prior to February 1, 1949. Effective July 1, 1951.] To Roads.

LOCAL BILLS INTRODUCED -- HOUSE

HB 465 - (Henderson) Introduced by Whitmire

"To authorize the board of commissioners of Henderson County to levy a special tax to be distributed among the hospitals located in Henderson County and operated as non-profit organizations." [Repealing existing local laws authorizing any tax for hospitals in county, authorizes commissioners to levy a special tax of 4¢ on the $100 valuation and to distribute the revenue therefrom to the following hospitals in the proportions indicated: Patton Memorial Hospital, 2 1/2¢; Mountain Sanitarium, 3/4¢; Valley Clinic and Hospital, 3/4¢.] To Finance.

HB 466 - (Henderson) Introduced by Whitmire

"Regulating the fees in criminal actions of the clerk of the superior court and clerk of recorder's court of Henderson County." [Directs court clerks named in title to tax $6 in bill of costs in every criminal action as clerks fees; this to be in lieu of all clerks fees now allowed by law.] To Judiciary 1.

HB 467 - (Henderson) Introduced by Whitmire

"Regulating the fees to be received by justices of the peace in Henderson County." [In criminal cases in which JP has final jurisdiction he is to tax as part of the costs $7 as his fee; this fee is to be in lieu of all other JP fees in such cases. If JP issues warrant and case is transferred to recorder's or superior court, or if there is an appeal from JP in criminal case in which he has final jurisdiction, JP is to receive $7 fee to be taxed as part of costs by clerk of other court. To collect $7 fee, every JP must file monthly verified statement of costs due him; upon approval of statement by CSC, commissioners are to make payment. In all civil cases, when action is instituted, JP is to receive $4 fee; bill also sets other civil fees.] To Judiciary 1.

HB 470 - (Cumberland) Introduced by Dawkins and Fisher of Cumberland

"To amend G.S. 153-10 so as to confer authority upon the board of commissioners of Cumberland County to interdict certain shows and carnivals." [Makes provisions of G.S. 153-10, which permits county commissioners to direct sheriff or tax collector to refuse to license carnivals and other shows playing week-long stands, applicable to Cumberland County.] To Counties, Cities, and Towns.

HB 471 - (Orange) Introduced by Umstead

"Amending the charter of the town of Chapel Hill to authorize the board of aldermen to appoint an assistant tax collector." [As title indicates. Salary is to be fixed by aldermen. Assistant is to post bond of $1000 with premium to be paid from town general fund.] To Counties, Cities, and Towns.

HB 472 - (Madison) Introduced by Sams

"To fix the salaries of certain officials in Madison County." [Sets indicated annual salaries for following county officials: (1) clerk of superior court, $3000; (2) assistant clerk, $1800; (3) register of deeds, $3000; (4) deputy register, $1800; (5) sheriff, $3000 plus fees and car allowance of $100 per month and 7¢ per mile for official travel exceeding 1000 miles per month; (6) jailer, $1800. Fees collected by office of clerk and register of deeds are to be turned in to county general fund. Effective 1st day of month following date of ratification.] To Salaries and Fees.

HB 473 - (Warren) Introduced by Taylor of Warren

"To amend G. S. 42-27, relating to contracts between landlord and tenant, so as to make the same applicable to Warren County." [As title indicates; section provides that tenants wilfully refusing to perform terms of contract for rental of land shall lose their right to possession of the land.] To Judiciary 2.

HB 474 - (Warren) Introduced by Taylor of Warren

"To amend G.S. 105-422, relating to the barring of tax liens, so as to make the same applicable to Warren County." [Makes Warren County and municipalities therein subject to 10-year continuing statute of limitations on actions to enforce any remedy for collection of property taxes and on the enforcement of tax liens.] To Finance.

HB 481 - (Brunswick) Introduced by Mintz

"Regulating the operation of motor vehicles in certain beach areas in Brunswick County." [With the exception of fire, police, and ambulance vehicles, bans operation of motor vehicles in excess of 15 MPH on part of beach between high and low tidewater lines from Lockwood's Folly Inlet south to Shallotte Inlet. With the exception of commercial, police, fire, and ambulance vehicles, bans operation of any motor vehicle on part of beach between high and low tidewater lines from Caswell Beach south to Lockwood's Folly Inlet.] To Roads.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19). Reported favorably as amended.
SB 77 - Rural rehabilitation agreements, as amended in Senate 2/5. Passed second and third readings.
SB 106 - Uniform support act (Senate committee substitute 2/23), as amended in Senate 2/26. Withdrawn from Public Welfare; re-referred to Judiciary 2.
SB 190 - Sanitary district hearings. Passed third reading .
SB 196 - Signature of clerk. Passed second and third readings.
SB 198 - Assistant clerks. Passed second and third readings.

HB 1 - Speeding and drunken driving penalties. Reported unfavorably.
HB 59 - Presidential terms. Postponed indefinitely (identical with SB 168 which passed the House 2/23).
HB 77 - Court records inspection. Reported unfavorably.
HB 79 - Special appearances (House committee substitute 2/27). Passed second and third readings.
HB 96 - Divorce pleadings. Reported unfavorably.
HB 120 - Illegally obtained evidence. Reported favorably as to committee substitute; committee substitute adopted to make inadmissible evidence obtained in a search made without warrant under conditions requiring such warrant.
HB 179 - Teacher salary schedule. Reported without prejudice; re-referred to Appropriations.
HB 182 - Teachers extended term. Reported without prejudice; re-referred to Appropriations.
HB 186 - Liquor, beer, wine referendum. Reported unfavorably.
HR 203 - (Joint Resolution) Patrol car inspection. Passed second and third readings.
HB 249 - Photographing governmental records. Reported unfavorably.
HB 288 - Conservation board pay. Passed second and third readings.
HB 373 - Protecting venus fly trap. Passed second and third readings.
HB 419 - Bird sanctuaries. Passed second and third readings.
HB 430 - Continuing cement commission. Re-referred to Appropriations.

LOCAL BILLS

SB 46 - (Montgomery) Publishing county board expenditures. Amended (1) to permit summarizing instead of itemizing receipts and (2) to provide for publication in first issue of paper after monthly board meeting instead of after 1st Monday in each month; passed second and third readings.
SB 156 - (Macon) Highlands conveyance. Passed second and third readings.
SB 157 - (Forsyth) Winston-Salem adjustment board. Passed second and third readings.
SB 158 - (Anson) School districts. Passed second reading.
SB 174 - (Harnett) Dunn city manager election. Passed second reading.
SB 210 - (Lincoln) Deputy sheriffs. Passed second and third readings.
SB 220 - (Johnston) Pine Level police jurisdiction. Passed second and third readings 2/28.
SB 223 - (Halifax) Roanoke Rapids property sale. Passed second and third readings.
SB 226 - (Wayne) Goldsboro charter amendments. Passed second and third readings.
SB 236 - (Buncombe) School property conveyance. Passed second and third readings.
SB 238 - (Macon) School property sale. Passed second and third readings.
SB 242 - (Brunswick) Southport elections. Received from Senate; sent to Counties, Cities, and Towns.

SB 245 - (Iredell) Extending Statesville zoning. Received from Senate; sent to Counties, Cities, and Towns.
SB 249 - (Franklin) Officials salaries. Received from Senate; sent to Counties, Cities, and Towns.
SB 256 - (Richmond) Rockingham elections. Received from Senate; sent to Counties, Cities, and Towns.

HB 139 - (Columbus) Chadbourn beer sales. Reported favorably.
HB 211 - (Cherokee) Regulating taxicabs. Passed second and third readings.
HB 212 - (Cherokee) Taxicab fares. Passed second and third readings.
HB 221 - (Guilford) Civilian defense appropriations. Passed second reading.
HB 222 - (Guilford) Investing unused capital funds. Passed second and third readings.
HB 250 - (Forsyth) Rural Hall sanitary district. Passed second and third readings.
HB 265 - (Yancey) Board of education. Passed second and third readings.
HB 326 - (Forsyth) Winston-Salem motor vehicles. Passed second and third readings.
HB 337 - (Cherokee) Electing Andrews school trustees. Passed second and third readings.
HB 338 - (Cherokee) Appointing Andrews school trustees. Passed second and third readings.
HB 343 - (Person) Electing criminal court officials. Passed second and third readings.
HB 348 - (Rockingham) Reidsville employee insurance. Passed second and third readings.
HB 349 - (Yadkin) County officials pay. Reported favorably.
HB 354 - (Wake) Preventing hog cholera. Reported favorably.
HB 355 - (Carteret) Cherry Point zoning power. Passed second and third readings.
HB 356 - (Montgomery) Municipal police jurisdiction. Passed second and third readings.
HB 360 - (Rockingham) County commissioners terms. Passed second and third readings.
HB 365 - (Orange) Register of deeds fees. Passed second and third readings.
HB 379 - (Surry) Process fees. Passed second and third readings.
HB 382 - (Davidson) Lexington construction permit. Passed second and third readings.
HB 399 - (Randolph) Grand jurors terms. Passed second and third readings.
HB 404 - (Martin) Jamesville elections. Passed second and third readings.
HB 411 - (Alleghany) Officials pay. Reported favorably.
HB 416 - (Washington) Plymouth elections. Passed second and third readings.
HB 422 - (Caldwell) Sheriffs fees. Reported favorably.
HB 423 - (Caldwell) Recorder court jury trial. Passed second and third readings.
HB 433 - (Chowan) Edenton parking revenues. Passed second and third readings.
HB 434 - (Caswell) Tax collector pay. Reported favorably.
HB 435 - (Caswell) Arrest fee. Reported favorably.
HB 439 - (Watauga) CSC pay. Reported favorably.

Next session of House: 11:30 a.m., Friday, March 2, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 48
Friday, March 2, 1951

Session: Senate -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SR 289 - (Joint Resolution) Introduced by Eagles
"Memorializing the President of the United States, the Department of Agriculture and the Office of Price Stabilization to remove present unworkable orders as to cotton and to permit the ready movement of next year's cotton crop." [As title indicates.] Passed three readings and sent to the House.

SB 290 - Introduced by Hobgood
"To amend G.S. 115-85 so as to increase to thirty acres the size of tracts which may be acquired for public school sites." [Amends G.S. 115-85, providing for the condemnation of land for school buildings, to increase from 10 acres to 30 acres the size of tracts which may be acquired under the section. Where sites have already been acquired, necessary adjacent lands may be acquired under the section if such lands, together with the old site, do not exceed 30 acres.] To Education.

SB 292 - Introduced by Hobgood, Little, Burgwyn, Hancock, and Allsbrook
"To clarify the escheats law with respect to unredeemed race track tickets, derelict funds represented by unpaid checks, etc., and the procedure for the sale of escheated real property." [Amends G.S. 116-25 to provide that monies in the hands of state treasurer, represented by outstanding state warrants, which have been unclaimed for 1 year (rather than 5 years) are to be turned over to the University of N. C. Adds new paragraph to provide for the following escheats to the University: (1) Sums due from legal bets on horse and dog races which have been unclaimed and unpaid for 1 year. Race track operators are to furnish information with respect thereto on demand by the University. (2) Sums represented by outstanding checks issued by any association, partnership, institution, corporation, or the United States Government to any N. C. corporation or person who was a resident at time of issuance which are unpaid for 1 year after issuance. Issuers of such checks (other than U. S. government) must pay such sums annually by March 15 to the University. University can demand information concerning unpaid government checks from U. S. officials who are authorized to pay to the University the unclaimed funds. Adds paragraph to G. S. 116-24 to provide that sums represented by cashier's checks, certified checks, bank drafts, and dividend checks which are unpaid for 5 years after issuance, or certificates of deposit which are unpaid for 5 years from due date are derelict property and are to be paid to the University which is to hold such sums without liability for profit or interest until a just claim is preferred. University must post a notice for 30 days on the courthouse door in the county in which the bank is located. The receipt from the University for such funds constitutes a release of the bank. Amends G.S. 116-20 to provide that in sales of real property by the University escheat officer under provisions of the section the court must appoint a guardian ad litem to represent all unknown claimants who may be

served by publication. Any claim asserted after such a sale, if allowed, can be satisfied only from the University's escheat fund in an amount equal to the net proceeds received by the University; title to the property transferred is not affected.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- SENATE

SB 287 - (Wake) Introduced by Bailey

"To amend Chapter 897 of the 1949 Session Laws of North Carolina relating to the recorder's court for Cary, Meredith and House Creek townships, in Wake County." [Amends sec. 6 of cited chapter to provide that recorder court shall meet on second and fourth Tuesdays of each month in Cary at a place designated by the town commissioners. Commissioners, with recorder's approval, may increase or decrease the number of sessions, but each session must begin on a Tuesday and continue until business is dispatched. Commissioners must publish notice of additional sessions in a Wake County newspaper of general circulation at least once a week for 2 weeks immediately preceding the additional sessions. Amends sec. 18 of cited chapter to provide that appeals from recorder court judgments in civil actions shall be to the Wake County superior court, the procedure being the same as that on appeals from a JP judgment. Amends sec. 20 of cited chapter to provide that upon demand for jury trial by defendant or prosecuting attorney in criminal case recorder shall, unless there has been a preliminary examination or such examination has been waived, determine whether there is probable cause for holding the prisoner; and if so, he must transfer the case to the Wake County superior court, requiring the defendant to execute a new bond for his appearance. In default of bond, defendant shall be committed to Wake County jail to await trial, and in all capital cases defendant must be jailed without bond. Trial in Wake superior court shall be de novo. Any party to a civil action, upon demand before trial in cases within the jurisdiction of a JP or before answer filed in cases exceeding the jurisdiction of a JP, may obtain a trial by a jury of 6 men as now provided. Amends sec. 23 of cited chapter to authorize Cary town clerk to take affidavits, to issue and sign warrants, and to accept appearance and recognizance bonds. Amends sec. 24 of cited chapter to provide that witness fees not paid or demanded within 60 days after trial shall be paid into the Cary general fund.] To Counties, Cities, and Towns.

SB 288 - (Wake) Introduced by Bailey

"To provide for the transfer of criminal cases from the recorder's court of Middle Creek Township, in Wake County, to the superior court when trial by jury is demanded." [Provides that if criminal defendant or prosecuting attorney demands a jury trial in cited recorder court, recorder must transfer case to Wake County superior court for trial, requiring defendant to execute a new bond in an amount determined by the recorder for appearance at next term.] To Courts and Judicial Districts.

SB 291 - (Hertford) Introduced by Copeland

"To amend G.S. 7-70 relating to the terms of superior court in Hertford County." [Amends G.S. 7-70 to provide that a term of the Hertford County superior court shall begin on the last Monday in July and continue for one week in lieu of the term beginning on the fifth Monday before the first Monday in September.] To Courts and Judicial Districts.

SB 293 - (Guilford) Introduced by Carruthers

"To amend Chapter 37, Private Laws of 1923, the same being the charter of the city of Greensboro, whereby the corporate limits of the city of Greensboro are altered so as to include therein certain properties and so as to exclude therefrom certain properties." [Amends sec. 2(a) of cited chapter to include within the Greensboro corporate limits certain territory described by metes and bounds and to exclude therefrom certain other territory described by metes and bounds. The territory annexed shall have same status as territory presently within corporate limits but not within limits as they existed prior to March 15, 1923.] To Counties, Cities, and Towns.

SB 294 - (Guilford) Introduced by Carruthers

"To authorize the board of trustees of the Greensboro city administrative unit to pay Charles W. Angle, Inc., a sum not in excess of $16,000.00 for the construction of foundation walls for the Washington Street school." [Citing fact that Charles W. Angle, Inc., constructed necessary foundation walls under agreement that school trustees would seek authority to make reimbursement for the cost, authorizes trustees of Greensboro administrative unit to pay company not more than $16,000 from capital outlay funds allotted unit for the next fiscal year.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 6 - Election recount. Reported favorably as amended
SB 59 - Mortgage registration. Passed second and third readings.
SB 83 - Prohibiting night corn sales. Postponed to 3/5.
SB 115 - Traffic law definitions. Postponed to 3/5.
SB 133 - Group health insurance. Reported favorably.
SB 144 - Historical marker fund. Passed second and third readings.
SB 162 - Transporting patrolman property. Passed second and third readings.
SB 199 - Time for issuing bonds extended. Passed third reading.
SB 200 - Time for issuing bonds. Passed third reading.
SB 216 - Turnpikes. Postponed to 3/8.
SB 219 - Use of detainers. Passed second and third readings.
SB 227 - Budget commission quorum. Passed second and third readings.
SB 233 - Boiler inspectors. Reported favorably.
SB 257 - Evidence in parking cases. Passed second and third readings.
SB 266 - Emergency landing strips. Re-referred to Public Roads.
SB 268 - Apportioning highway funds among cities. Postponed to 3/5.
SR 289 - (Joint Resolution) Requesting cotton order repeal. Passed three readings.

HB 72 - Assistant solicitors, as amended in House 2/23. Passed second and third readings.
HB 79 - Special appearances (House committee substitute 2/27). Received from House; sent to Judiciary 2.
HB 83 - Committing criminals to hospitals. Passed second and third readings.
HB 95 - Reckless driving in institutions. Passed second and third readings.
HB 100 - Validating wills (House committee substitute 2/22). Re-referred to Judiciary 1.
HB 114 - Bribing driver license examiners. Postponed to 3/5.
HR 203 - (Joint Resolution) Patrol car inspection. Received from House; sent to Public Roads.
HB 207 - CSC financial reports. Passed second and third readings.
HB 243 - Registration plate transfer. Passed second and third readings.
HB 271 - Testimony against bigamous spouse, as amended in House 2/28. Received from House; sent to Judiciary 1.
HB 288 - Conservation board pay. Received from House; sent to Conservation and Development.
HB 297 - Departmental information exchange. Passed second and third readings.
HB 373 - Protecting venus fly trap. Received from House; sent to Conservation and Development.

HB 384 - Marble yard license tax, as amended in House 2/26. Received from House; sent to Finance.

HB 419 - Bird sanctuaries. Received from House; sent to Wildlife.

LOCAL BILLS

SB 46 - (Montgomery) Publishing county board expenditures, as amended in House 3/1. Received from House for concurrence in House amendment; concurred.

SB 167 - (Franklin) JP fees. Amended to provide that when defendant is bound over by JP and thereafter is convicted and serves sentence of imprisonment, county is to pay JP 1/2 of listed fees entered in bill of costs; if defendant is acquitted or convicted with no costs assessed, nolle prosequi entered, or judgment arrested, county is to pay JP only 1/4 of fees entered in bill of costs; passed second reading; postponed to 3/5.

SB 191 - (Wake) Election officials' pay. Reported favorably.

SB 201 - (Surry) Grand jury selection. Passed second and third readings.

SB 203 - (Sampson) Clinton police juridsiction. Recalled from enrolling office; vote by which Senate concurred in House amendment reconsidered; sent to Judiciary 1.

SB 221 - (Buncombe) County officials salaries. Passed second and third readings.

SB 222 - (Macon) Jailer fees. Passed second and third readings.

SB 237 - (Montgomery) Officials fees. Passed second reading; postponed to 3/5.

SB 241 - (Richmond) Election officials pay. Passed second and third readings.

SB 253 - (Pamlico) Removing jury trials. Passed second and third readings.

SB 261 - (Haywood) Refunding court costs. Passed second and third readings.

SB 272 - (Richmond) Coroner fees. Passed second and third readings.

HB 36 - (Graham) Primary law, as amended in House 2/23. Reported favorably.

HB 42 - (Cherokee, Clay, Graham, Macon, and Swain)Rotating state senator. Reported favorably.

HB 128 - (Martin) Recorder court jury trial. Passed second and third readings.

HB 135 - (Rockingham) Reidsville court officials salaries. Passed second and third readings.

HB 141 - (Gates) Inferior court jury trial. Passed second and third readings.

HB 202 - (Cabarrus) Superior court terms. Passed second and third readings.

HB 211 - (Cherokee) Regulating taxicabs. Received from House; sent to Counties, Cities, and Towns.

HB 212 - (Cherokee) Taxicab fares. Received from House; sent to Counties, Cities, and Towns.

HB 222 - (Guilford) Investing unused capital funds. Received from House; sent to Counties, Cities, and Towns.

HB 250 - (Forsyth) Rural Hall sanitary district. Received from House; sent to Counties, Cities, and Towns.

HB 254 - (Jackson) Municipal elections. Reported favorably.

HB 265 - (Yancey) Board of education. Received from House; sent to Education.

HB 292 - (Avery) Register of deeds fees. Passed second and third readings.

HB 306 - (Pitt) Greenville elections. Reported favorably; placed on calendar; passed second and third readings.

HB 307 - (Cumberland) Fayetteville prosecuting attorney. Reported favorably.

HB 308 - (Scotland) Quadrennial revaluation. Passed second and third readings.

HB 309 - (Scotland) Whiskey still rewards. Passed second and third readings.

HB 326 - (Forsyth) Winston-Salem motor vehicles. Received from House; sent to Counties, Cities, and Towns.

HB 327 - (Bladen) Elizabethtown candidates. Reported favorably.

HB 336 - (Cherokee) Officials pay. Passed second and third readings.

HB 337 - (Cherokee) Electing Andrews school trustees. Received from House; sent to Education.

HB 338 - (Cherokee) Appointing Andrews school trustees. Received from House; sent to Education.
HB 343 - (Person) Electing criminal court officials. Received from House; sent to Courts and Judicial Districts.
HB 346 - (Vance) Officials pay, as amended in House 2/23. Passed second and third readings.
HB 348 - (Rockingham) Reidsville employee insurance. Received from House; sent to Counties, Cities, and Towns.
HB 350 - (Duplin) Grand jurors terms. Passed second and third readings.
HB 355 - (Carteret) Cherry Point zoning power. Received from House; sent to Counties, Cities, and Towns.
HB 356 - (Montgomery) Municipal police jurisdiction. Received from House; sent to Counties, Cities, and Towns.
HB 360 - (Rockingham) County commissioners terms. Received from House; sent to Counties, Cities, and Towns.
HB 364 - (Orange) County officials pay. Passed second and third readings.
HB 365 - (Orange) Register of deeds fees. Received from House; sent to Counties, Cities, and Towns.
HB 368 - (Pasquotank) Grand jurors terms. Passed second and third readings.
HB 372 - (Currituck) Coroner pay. Passed second and third readings.
HB 379 - (Surry) Process fees. Received from House; sent to Counties, Cities, and Towns.
HB 382 - (Davidson) Lexington construction permit. Received from House; sent to Counties, Cities, and Towns.
HB 391 - (Buncombe) Deputy sheriff salary. Passed second and third readings.
HB 392 - (Buncombe) Sheriff salary. Passed second and third readings.
HB 393 - (Buncombe) Constable salary. Passed second and third readings.
HB 394 - (Buncombe) Tax supervisor salary. Passed second and third readings.
HB 399 - (Randolph) Grand jurors terms. Received from House; sent to Courts and Judicial Districts.
HB 404 - (Martin) Jamesville elections. Received from House; sent to Counties, Cities, and Towns.
HB 416 - (Washington) Plymouth elections. Received from House; sent to Counties, Cities, and Towns.
HB 423 - (Caldwell) Recorder court jury trial. Received from House; sent to Courts and Judicial Districts.
HB 433 - (Chowan) Edenton parking revenues. Received from House; sent to Counties, Cities, and Towns.

BILLS RATIFIED

SB 77 - Rural rehabilitation agreements, as amended in Senate 2/5.
SB 156 - (Macon) Highlands conveyance.
SB 157 - (Forsyth) Winston-Salem adjustment board.
SB 196 - Signature of clerk.
SB 198 - Assistant clerks.
SB 208 - (Robeson) Livestock sales, as amended in House 2/28.
SB 210 - (Lincoln) Deputy sheriffs.
SB 223 - (Halifax) Roanoke Rapids property sale.
SB 226 - (Wayne) Goldsboro charter amendments.
SB 236 - (Buncombe) School property conveyance.
SB 238 - (Macon) School property sale.

HB 157 - Disposition of bank records.
HB 158 - Bank loan committees.
HB 237 - (Robeson) Fairmont school property.
HB 238 - (Craven) Cherry Point school.

HB 284 - (Rowan) County court salaries.
HB 295 - (Nash) Publishing civil summons.
HB 296 - Unpaid sales tax penalty, as amended in House 2/14 and 2/19.
HB 313 - (Nash) Recorder court jurisdiction.
HB 358 - (Graham) Appointing board of education.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, March 3, 1951.

#

BULLETIN NO. 48
Thursday, March 2, 1951

Session: House -- 11:30 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 484 - Introduced by Shreve and Hardison

"To require the State Division of Purchase and Contract to sell the motor vehicle mechanical inspection equipment owned by the state and pay the proceeds into the General Fund." [As title indicates; equipment was purchased for administration of mechanical inspection program established by Chapter 1067, Session Laws of 1947, and repealed by 1949 General Assembly.] To Finance.

HB 486 - Introduced by Shreve and Sanders

"To provide for the installation of head and rear lights, windshields and tops on track motor cars operated by common carriers by railroads." [Effective July 1, 1951, requires railroads operating in this state to equip each track motor car with (1) an electric headlight strong enough to make objects plainly visible at 300 ft. distance and an electric red rear light plainly visible at 300 ft. distance, both to be installed only if car is used during night hours, (2) windshield and windshield wiper, and (3) canopy to protect occupants from weather. Operation of car not so equipped makes operator of railroad guilty of misdemeanor punishable by fine or imprisonment in discretion of court, and operation of car at night without head or rear light makes operator subject to additional penalty of $100 for each violation to be recovered by district solicitor in superior court of county where violation occurred.] To Public Utilities.

HB 487 - Introduced by Pou

"To amend Article 2 of Chapter 85 of the General Statutes, relating to auction sales of articles containing hidden value." [Adds antique furniture to articles listed in G.S. 85-11 whose sale at auction is regulated by Ch. 85, Article 2. Amends G.S. 85-12 to raise license fee for auctioning listed articles from $200 to $1000. Amends G.S. 85-13 to raise bond which auctioneer must file with Commissioner of Revenue from $5000 to $15,000.] To Judiciary 1.

HB 490 - Introduced by Anderson

"For the relief of Mrs. W. W. Taylor, Jr., of Martin County, on account of damage resulting from a collision between her automobile and a school bus." [Directs State Board of Education to investigate cited claim and, upon proof that accident was fault of bus driver without contributory negligence by Mrs. Taylor, to pay her not exceeding $116.34.] To Appropriations.

HB 492 - Introduced by Taylor of Buncombe, Love, and Gudger

"To amend section 160-163 of the General Statutes, being a portion of the Recreation Enabling Law, so as to provide that a special registration shall not be required for an election on a proposition of a maintenance tax for recreation systems or for the issuance of bonds by municipalities." [Amends G.S. 160-163(3) as title indicates; a proposition submitted at a special election would be determined by a majority vote of the qualified registered voters who vote on the question. Validates all previous elections approving bond issues under authority of the Recreation Enabling Law.] To Finance.

HB 493 - Introduced by Blackwell

"To amend section 20-166 of the General Statutes to authorize the Department of Motor Vehicles to furnish accident reports to the United States Veterans Commission." [Effective July 1, 1951; adds a sentence to G.S. 20-166(e), which requires drivers involved in traffic accidents resulting in injury or property damage of $25 or more to file a report with the Motor Vehicle Department or with a police department which in turn must forward them to the Department, to authorize the Department to furnish without charge certified copies of such reports made by state, county, and city police officers to U. S. Veterans Administration, State Veterans Commission, local veterans commissions or any of their agents.] To Roads.

HB 494 - Introduced by Ramsay

"To amend G.S. 31-32, relating to the caveat to wills, so as to reduce to three years the time in which a caveat may be filed." [Effective May 1, 1951, amends cited section to reduce from 7 to 3 years the time within which a person must appear after probate of a will in common form in order to enter a caveat to such will. As to wills probated prior to May 1, 1951, caveat must be entered within 7 years of probate or within 3 years of May 1, 1951, whichever period is shorter.] To Judiciary 1.

HB 497 - Introduced by Bryson

"Amending G.S. 105-342 and G.S. 105-343 relating to the exemption of veterans from poll tax." [Rewrites G.S. 105-342 to exempt from poll tax liability after January 1, 1952, any honorably discharged veteran who has as much as 90 days active military service. (Present section applies only to veterans who received injuries in military service and language simply permits their exemption by boards of county commissioners.) Amends G.S. 105-343, setting out proof necessary to establish claim for exemption, to conform with rewritten G.S. 105-342.] To Finance.

HB 501 - Introduced by Hardison

"To amend G.S. 14-306 and G.S. 105-65 of the General Statutes of North Carolina so as to legalize and license certain non-gambling amusement devices." [Amends definition of slot machines and devices in G.S. 14-306 to exempt slot machines used and operated for amusement only, including those on which person playing has a chance to make varying scores on the outcome of which wagers might be made. Amends G.S. 105-65 (as it existed before a 1945 amendment rewrote the section) to require anyone operating amusement machines to pay an annual operator's license of $100 plus an annual tax of $10 on each machine.] To Proposition and Grievances.

HB 502 - Introduced by Wiggs

"Authorizing an investigation of a claim of Loomis H. Debnam and his wife Lela T. Debnam, arising from injuries to their minor child, Debernier Debnam, as a result of the negligence of an employee of the State Board of Agriculture." [Directs State Board of Agriculture to investigate stated claim and, upon proof that injury resulted from negligence of fair grounds employee without contributory negligence by child, to pay parents not exceeding $289.40.] To Appropriations.

HB 503 - Introduced by Kiser

"To compensate Mr. Dugald Stewart of Scotland County for damages sustained in school bus accident of January 24, 1951." [Directs State Board of Education to investigate stated claim and, upon proof accident was fault of bus driver without contributory negligence by Stewart, to pay him not exceeding $72.] To Appropriations.

HB 504 - Introduced by Kiser

"To compensate Mrs. D. C. McNeill, Jr. of Scotland County for damages sustained in a school bus accident on January 15, 1951." [Directs State Board of Education to investigate stated claim and, upon proof accident was fault of bus driver without contributory negligence by Mrs. McNeill, to pay her not exceeding $53.69.] To Appropriations.

LOCAL BILLS INTRODUCED -- HOUSE

HB 485 - (Guilford) Introduced by Shreve, Crissman, Kirkman, and Turner

"To amend Chapter 381, Session Laws of 1949, relating to revaluation." [Extends time for holding revaluation of property for taxation to 1952. At the request of the tax supervisor, empowers county commissioners to employ individuals or firms having expert knowledge of property values and assessment methods to assist tax officials in connection with revaluation. In case of revaluation, provides for appointing 5 (rather than 3) general county-wide assessors in addition to the township assessors, and provides that the property of each township must be valued by the township assessor or assessors and at least 2 of the general assessors acting together.] To Finance.

HB 488 - (Pasquotank) Introduced by Burfoot

"To provide for an alcoholic rehabilitation program in Pasquotank County." [Creates county alcoholic rehabilitation committee composed of S. Wade Marr, chairman, J. Wesley Foreman, and R. L. Garrett, to serve 2 years, their successors to be appointed for 2-year terms by joint action of county commissioners and Elizabeth City board of aldermen. For medical treatment, care, and hospitalization of alcoholics, authorizes county commissioners and Elizabeth City aldermen each to appropriate from net profits each receives from ABC stores up to 5% in next fiscal year and up to 10% in succeeding fiscal years. (Committee is to secure medical treatment, care, and hospitalization for alcoholics.) Upon presentation of claims for goods furnished or services rendered, pursuant to committee authorization, county commissioners and board of aldermen are to pay 1/2 the claims from the appropriations authorized by bill.] To Public Welfare.

HB 489 - (Moore) Introduced by Blue

"To provide for the nomination of candidates for the office of mayor and members of the board of town commissioners of the town of Southern Pines in caucus." [Provides for nomination of not more than 2 candidates for mayor and 10 candidates for board of commissioners by qualified electors of town in caucus to be held on second Tuesday preceding general municipal election on call of town clerk. Only candidates so nominated are to have their names printed on official ballot, but write-ins are permitted. Unqualified persons voting in caucus are subject to conviction of misdemeanor punishable in court's discretion.] To Counties, Cities, and Towns.

HB 491 - (Burke) Introduced by Horton

"Relating to the disposal of confiscated malt beverages in Burke County." [Legally seized and confiscated beer, ale, and other alcoholic malt beverages must be turned over to county commissioners within 10 days of order of confiscation. Within 90 days thereafter commissioners may have the beverages destroyed or, in their discretion, may sell them at market price to some legally authorized retail or wholesale dealer. Proceeds from such sale must be placed in county school fund.] To Propositions and Grievances.

HB 495 - (Bladen) Introduced by Clark of Bladen

"To appoint a mayor and three town commissioners and to provide for elections in the town of Dublin in Bladen County." [Redefines and extends corporate limits of Town of Dublin which was incorporated by Ch. 3, Private Laws of Extra Session of 1913. Names G. B. King, mayor, and Edward Carroll, Bryan Taylor, and Norman Butler, town commissioners, to serve until 1st Monday in June, 1951. At that time successors are to be elected pursuant to Article 3, G.S. Ch. 160. Biennially from 1953 elections are to be held on Tuesday after 1st Monday in May. Prohibits levy or collection of municipal taxes until after January 1, 1952.] To Counties, Cities, and Towns.

HB 496 - (Bladen) Introduced by Clark of Bladen

"To fix the compensation of certain county officials of Bladen County." [Effective July 1, 1951, sets indicated annual salaries for following county officials (1) sheriff, $3400, plus all fees and $600 for travel expense; (2) register of deeds, including service as clerk to county commissioners, $3000; (3) clerk of superior court, $3400, plus $600 for service as juvenile court judge. Fees collected by register of deeds and clerk are to be paid to county general fund.] To Salaries and Fees.

HB 498 - (Alamance) Introduced by Long

"To amend Chapter 512 of the Session Laws of 1945 relating to the tax levy in Alamance County for the county farm agent and county home demonstration agent offices." [Raises from 3¢ to 4¢ on the $100 valuation the maximum special tax rate the commissioners are authorized to levy for paying the farm agent's salary, office expenses, and general operating expenses.] To Finance.

HB 499 - (Alamance) Introduced by Long

"To authorize the board of commissioners of Alamance County to transfer certain delinquent tax collections to the general fund." [Grants county commissioners discretionary power to pay into general fund proceeds from all taxes due for 2 years or more at the time of collection; proceeds are to include the amount of the tax, interest, penalties, and costs.] To Finance.

HB 500 - (Craven) Introduced by Hardison

"To authorize and empower the board of aldermen of the city of New Bern to provide for supplemental retirement benefits for employees of the city of New Bern." [Authorizes aldermen to set up schedule of retirement benefits and appropriate from city general fund amounts necessary to meet difference between such benefits and benefits received by employees from N. C. Local Governmental Employees Retirement System or Law Enforcement Officers Benefit and Retirement Fund, except that total benefit paid an employee is not to exceed 1/2 of salary received on retirement or $100 monthly, whichever is less. Benefits are to be based on tenure of service and salary at retirement and are to be computed as if beneficiary retired on full retirement allowance instead of other available option. Monies in fund established and benefits received therefrom are not to be subject to state, county, or municipal taxation.] To Teachers' and State Employees' Retirement.

HB 505 - (Onslow) Introduced by Venters by request

"To authorize and empower the town of Richlands in Onslow County to list and assess all taxable property within its corporate limits for ad valorem taxation." [As title indicates; but action on the power is discretionary with the town board. Should the town list and assess its own property for town taxes, the town clerk would act as tax supervisor and the governing body would act as both board of equalization and review and as "county commissioners" within the terms of the Machinery Act of 1939. Appeals from the board of equalization would lie to the State Board of Assessment.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19). Amended to apply only to Ashe, Bertie, Bladen, Camden, Carteret, Clay, Craven, Cumberland, Dare, Davidson, Duplin, Durham, Graham, Granville, Guilford, Halifax, Harnett, Haywood, Hertford, Hoke, Lee, Madison, Martin, Northampton, Onslow, Orange, Person, Polk, Richmond, Rockingham, Scotland, Vance, Wake, and Warren counties; passed second and third readings.

SB 86 - Officers retirement fund. Reported favorably as amended.

SB 228 - School funds surpluses. Received from Senate; sent to Finance.

SR 289 - (Joint Resolution) Requesting cotton order repeal. Received from Senate; passed second and third readings.

HB 53 - Stream pollution. Reported favorably as to committee substitute; committee substitute rewrites portion of bill concerning powers of the commission and procedure for controlling pollution. Sets up system for classifying waters and establishing applicable standards. Requires notice and public hearing prior to adopting of classification series as well as prior to assignment of classifications to particular waters and the adopting of modifications thereof. Seeks to control new sources of pollution by requiring that permit be obtained from commission prior to making new outlets, or changing nature of existing discharge. Sets out procedure concerning applications for permits and provides for hearings and appeal following commission action. Authorizes commission to issue special orders after notice and hearing to persons discharging wastes into classified waters to correct pollution, except that such orders may not be issued where (1) it is impossible or temporarily not feasible to correct the pollution, or (2) no adequate or practical treatment is known, or (3) cost of treatment is unduly burdensome, or (4) person is financially unable to adopt treatment necessary. If enforcement against one person cannot be had, no special order can issue against any other person within the segment of water where action is sought. Provision is made for encouragement of voluntary action, whereby commission may approve plans submitted by persons discharging wastes. Contains elaborate provisions concerning procedure to be followed by commission with respect to voluntary projects, publication of rules, giving notice, and conducting hearings. Retains provision for judicial review of commission action including trial *de novo* in superior court. Placed on calendar for 3/8.

HB 65 - School bus routes. Reported favorably as to committee substitute which was adopted; committee substitute completely rewrites G.S. 115-376 as follows: Directs State Board of Education to establish bus routes in cooperation with county superintendent, district school committee, and district principal. Where possible directs routes reach within 1/2 mile of all children living more than mile from school to which assigned; state is not required to provide transportation for children living less than one mile from school. Unnecessary waiting for bus in inclement weather is to be considered. State board is to file routes with county board prior to opening of schools and to file changes within 10 days of adoption. District school committee may appeal routes to county board which, if it also disapproves route, shall seek re-routing from state board. Thereafter, if route is still unsatisfactory, county board may file notice of appeal to be heard by state board within 30 days. Continues authority of state board to reassign children where transportation problem is simplified, or to pay $10 in lieu of transportation to parent. Effective July 1, 1951. Re-referred to Appropriations.

HB 102 - Governors succession. Reported unfavorably.

HB 120 - Illegally obtained evidence (House committee substitute 3/1). Postponed to 3/6.

HB 186 - Liquor, beer, wine referendum. Motion to take bill from unfavorable calendar postponed to 3/6.

HR 245 - (Joint Resolution) Federal tax limitation. Reported unfavorably.

HB 273 - State retirement before 60. Reported favorably.

HB 274 - State and local employees security. Reported favorably.

HB 407 - Reconveying foreclosed property. Reported favorably.

HB 438 - Local employees retirement. Reported favorably.

HR 447 - (Joint Resolution) Prison study commission. Reported favorably.

HB 450 - N. C. State baseball field. Reported favorably; placed on calendar for 3/6.

LOCAL BILLS

SB 147 - (Guilford) Greensboro taxes. Reported favorably.
SB 148 - (Guilford) Greensboro charter amendments. Reported favorably.
SB 149 - (Guilford) Repealing Greensboro merger acts. Reported favorably.
SB 158 - (Anson) School districts. Passed third reading.
SB 174 - (Harnett) Dunn city manager election. Passed third reading.
SB 185 - (Forsyth) Agriculture building. Reported favorably.
SB 192 - (Wake) Transferring jury trials. Received from Senate; sent to Courts and Judicial Districts.
SB 207 - (Johnston) Brogden school teacher. Reported favorably.
SB 239 - (New Hanover) Postponing revaluation. Received from Senate; sent to Finance.
SB 255 - (Richmond) Non-support payments. Received from Senate; sent to Judiciary 1.

HB 139 - (Columbus) Chadbourn beer sales. Amended to change effective date from May 1, 1951, to July 1, 1951; passed second and third readings.
HB 221 - (Guilford) Civilian defense appropriations. Passed third reading.
HB 251 - (Person) County employees retirement. Reported favorably.
HB 260 - (Wayne) Mount Olive corporate limits. Reported favorably as amended.
HB 316 - (Madison) County financial statement. Reported favorably as amended.
HB 324 - (Gates) County employees retirement. Reported favorably.
HB 349 - (Yadkin) County officials pay. Passed second and third readings.
HB 354 - (Wake) Preventing hog cholera. Passed second and third readings.
HB 370 - (Montgomery) County officials pay. Reported favorably as amended.
HB 383 - (Beaufort) County officials pay. Reported favorably.
HB 406 - (Stanly) Education board election. Reported favorably.
HB 411 - (Alleghany) Officials pay. Passed second and third readings.
HB 425 - (Richmond) Rockingham parking meters. Reported favorably.
HB 434 - (Caswell) Tax collector pay. Postponed to 3/5.
HB 435 - (Caswell) Arrest fee. Passed second and third readings.
HB 439 - (Watauga) CSC pay. Passed second and third readings.
HB 461 - (Union) Officials pay. Reported favorably.
HB 470 - (Cumberland) Regulating carnivals. Reported favorably as amended.

Note: The House resolution introduced by Mr. Bryson and digested as a note in the House section of Bulletin No. 41, February 22, 1951, was reported favorably by Education and re-referred to Appropriations.

Next session of House: For consideration of local bills only, 10:00 a.m.,
Saturday, March 3, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 49
Saturday, March 3, 1951

Session: Senate -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19), as amended in House 3/2. Received from House for concurrence in House amendment; placed on calendar.

LOCAL BILLS

HB 221 - (Guilford) Civilian defense appropriations. Received from House; sent to Counties, Cities, and Towns.
HB 349 - (Yadkin) County officials pay. Received from House; sent to Salaries and Fees.
HB 354 - (Wake) Preventing hog cholera. Received from House; sent to Agriculture.
HB 411 - (Alleghany) Officials pay. Received from House; sent to Salaries and Fees.
HB 435 - (Caswell) Arrest fee. Received from House; sent to Salaries and Fees.
HB 439 - (Watauga) CSC pay. Received from House; sent to Salaries and Fees.

Next session of Senate: 8:00 p.m., Monday, March 5, 1951.

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BULLETIN NO. 49
Saturday, March 3, 1951

Session: House -- 10:00 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 144 - Historical marker fund. Received from Senate; sent to Roads.
SB 162 - Transporting patrolman property. Received from Senate; sent to Roads.
SB 188 - Tuberculosis control, as amended in Senate 3/1. Received from Senate; sent to Health.
SB 199 - Time for issuing bonds extended. Received from Senate; sent to Finance.
SB 200 - Time for issuing bonds. Received from Senate; sent to Finance.
SB 219 - Use of detainers. Received from Senate; sent to Judiciary 1.
SB 227 - Budget commission quorum. Received from Senate; sent to Judiciary 1.
SB 257 - Evidence in parking cases. Received from Senate; sent to Judiciary 1.

LOCAL BILLS

SB 201 - (Surry) Grand jury selection. Received from Senate; sent to Courts and Judicial Districts.
SB 221 - (Buncombe) County officials salaries. Received from Senate; sent to Salaries and Fees.
SB 222 - (Macon) Jailer fees. Received from Senate; sent to Salaries and Fees.
SB 241 - (Richmond) Election officials pay. Received from Senate; sent to Salaries and Fees.
SB 253 - (Pamlico) Removing jury trials. Received from Senate; sent to Courts and Judicial Districts.
SB 261 - (Haywood) Refunding court costs. Received from Senate; sent to Salaries and Fees.
SB 272 - (Richmond) Coroner fees. Received from Senate; sent to Salaries and Fees.

Next session of House: 8:00 p.m., March 5, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 50
Monday, March 5, 1951

Session: Senate -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 296.- Introduced by Young, Carruthers, and Poole

"To amend Chapter 20 of the General Statutes relating to the overloading of the licensed weight of vehicles on the highways of the state." [Amends G.S. 20-96, relating to overloading vehicles, to require all owners of motor vehicles found carrying an overload in excess of the weight for which vehicle is licensed (rather than in excess of 1 ton over the licensed weight) to pay the additional tax of $10 per each 1000 pounds in excess of the licensed weight. Nonresidents are subject to the additional tax, regardless of the licensed weight, when their vehicles are operated in excess of maximum weight prescribed by G.S. 20-118 (rather than when operated with more than 1 ton in excess of prescribed maximum weight.)] To Public Roads.

SB 297 - Introduced by Whitley

"To amend G.S. 20-125 in respect to horns and warning devices on motor vehicles used by police, fire departments and ambulances." [Amends G.S. 20-125(b) to provide that every vehicle owned and operated by a municipal or rural police or fire department or by a paid or voluntary fire patrol and every ambulance used to answer emergency calls must be equipped with special lights, bells, sirens, horns, or exhaust whistles approved by Motor Vehicles Commissioner. Authorizes operators of such vehicles to use such equipment while engaged in their duties both within and outside city limits. Authorizes chief and one assistant chief of any police or fire department to use such special equipment on privately owned vehicles operated by them while actually engaged in performance of official or semi-official duties.] To Judiciary 1.

SR 299 - (Senate Resolution) Introduced by Jones of Macon

"Relating to the operation of school busses in certain counties in North Carolina." [Requests State Board of Education to recognize hazardous roads over which school buses must operate in western North Carolina and the consequent necessity for using adult bus drivers in the allocation of funds for such areas.] To Education.

SB 300 - Introduced by Burgwyn and Copeland.

"To limit the liability of mortgages, deeds of trust, or other instruments creating a lien on property to the face amount of such instruments under certain circumstances." [Except as provided in G.S. 54-20 (applying to loans of building and loan agencies), provides that properly registered deeds of trust or mortgages on growing crops or other personal property are valid against lien creditors of, or purchasers for valuable consideration from, the grantor or mortgagor only to the amount of the debt (including taxes, interest, and insurance) secured thereby as indicated on face of the instrument; the incumbrance in such cases is not to constitute a lien with respect to any advances above the face amount of the instrument made pursuant to any terms of the deed of trust or mortgage or pursuant to some other such instrument.] To Judiciary 2.

SB 301 - Introduced by Jones of Pitt
"For the relief and reimbursement of Bruce V. Darden, a student at North Carolina State College injured by falling into an excavation on the campus." [Citing circumstances of accident and amount of injury caused, authorizes Industrial Commission to investigate claim and upon a finding that the accident occurred through negligence of construction workers to award damages not to exceed $500.] To Appropriations.

LOCAL BILLS INTRODUCED -- SENATE

SB 295 - (Wake) Introduced by Bailey
"To amend Chapter 1093 of the Session Laws of 1949 relating to the salary of the judge of the city court of Raleigh so as to fix his salary at $6,500 per year." [Amends cited chapter to raise annual salary of city court judge from $5,000 to $6,500 for services rendered after July 1, 1951.] To Salaries and Fees.

SB 298 - (Johnston) Introduced by Whitley
"Amending Chapter 795 of the Session Laws of 1949 relating to the issuance of school building bonds in Micro school district in Johnston County." [Amends cited chapter to extend for 2 years (until April 4, 1953) the period during which the Micro school committee may petition the county commissioners to order a special election to determine whether school building bonds not exceeding $50,000 shall be issued and a special tax levied for the payment thereof.] To Education.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 6 - Election recount. Amended to make bill applicable only to Halifax and Brunswick Counties. Passed second and third readings.
SB 24 - Prohibiting palmistry (Senate committee substitute 1/19), as amended in House 3/2. Failed to concur in House amendment.
SB 83 - Prohibiting night corn sales. Amended to make bill applicable only to Bertie, Columbus, Edgecombe, Halifax, Harnett, Hertford, Nash, Northampton, Wake, and Warren counties. Passed second and third readings.
SB 115 - Traffic law definitions. Passed second and third readings.
SB 133 - Group health insurance. Passed second and third readings.
SB 233 - Boiler inspectors. Passed second and third readings.
SB 268 - Apportioning highway funds among cities. Passed second and third readings.

HB 114 - Bribing driver license examiners. Passed second and third readings.

LOCAL BILLS

SB 167 - (Franklin) JP fees, as amended in Senate 3/2. Passed third reading.
SB 191 - (Wake) Election officials' pay. Passed second and third readings.
SB 237 - (Montgomery) Officials fees. Passed third reading.

HB 36 - (Graham) Primary law, as amended in House 2/23. Passed second and third readings.
HB 42 - (Cherokee, Clay, Graham, Macon, and Swain) Rotating state senator. Passed second and third readings.
HB 139 - (Columbus) Chadbourn beer sales, as amended in House 3/2. Received from House; placed on calendar; passed second and third readings.

HB 254 - (Jackson) Municipal elections. Passed second and third readings.
HB 307 - (Cumberland) Fayetteville prosecuting attorney. Passed second and third readings.
HB 327 - (Bladen) Elizabethtown candidates. Passed second and third readings.

Next session of Senate: 12:00 noon, Tuesday, March 6, 1951.

#

BULLETIN NO. 50
Monday, March 5, 1951

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 506 - Introduced by Uzzell

"To amend section 119-41 of the General Statutes to provide for the marking of vehicles transporting gasoline." [Amends cited section to require name of lessee or owner of vehicle transporting gasoline to be indicated on vehicle; section now provides only for indication of owner's name.] To Judiciary 1.

HB 507 - Introduced by Edwards of Greene

"To amend G.S. 87-43 relating to the licensing of electrical contractors." [Removes from cited section language which presently eliminates necessity for state electrical contractor's license unless a permit is required by state law or by county or city ordinance where work is undertaken.] To Judiciary 1.

HB 508 - Introduced by Edwards of Greene

"Amending G.S. 160-122, relating to county electrical inspectors." [Removes from cited section language which presently calls for the issuance of permits for new electrical installations by county electrical inspectors.] To Judiciary 1.

HB 509 - Introduced by Hardison

"Relating to the powers of game protectors to make an arrest." [Gives game protectors employed under G.S. 113-91(b) same power to arrest without a warrant and to execute warrants for violations of commercial fisheries laws as now given in G.S. 113-91(d) for violations of the game law.] To Judiciary 2.

HB 510 - Introduced by Hardison

"To prohibit any person convicted of speeding more than sixty-five miles per hour from operating any motor vehicle which does not have a governor limiting the speed of the vehicle to fifty-five miles per hour." [As title indicates; court is to note conviction on back of the driver's license with statement that license is good only if governor limiting speed of vehicle to 55 MPH is used. Violation is misdemeanor punishable in discretion of court. Provisions do not affect convictions prior to effective date.] To Roads.

HB 511 - Introduced by Bryson

"For the relief of H. M. Luck of Macon County who was knocked down and injured by a state highway truck." [Directs N. C. Industrial Commission to investigate stated claim and upon satisfactory proof of claim to pay Luck not exceeding $2000.] To Appropriations.

HB 514 - Introduced by Greene

"To require all employees of the state or any of its agencies, departments, or institutions, and all members of any state boards or commissions who engage in influencing public opinion and/or legislation to register his name in the office of the Secretary of State of North Carolina." [Adds G.S. 120-55.1 to require state employees engaged in influencing legislation to register with Secretary of State and to indicate their respective departments. Makes registration docket a public record during regular business hours of the office. Violation is a misdemeanor punishable in discretion of court.] To Judiciary 1.

HB 515 - Introduced by Umstead

"To amend Chapter 297 of the Session Laws of 1949, relating to the location of the youthful offenders' prison camp at Butner." [Adds provision to cited act giving Hospitals Board of Control authority to permit camp to be built on state property at Butner other than the old prisoner of war camp specified in the 1949 act.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- HOUSE

HB 512 - (Person) Introduced by Satterfield

"To district the town of Roxboro for the purpose of nomination of members of the governing board of the town of Roxboro and to provide for a primary election for the nomination of the mayor and governing board of said town." [Provides for non-partisan primary election on 4th Monday in April preceding general municipal election, to be conducted as far as possible as the general election. Notices of candidacy along with $5 fee must be filed with town clerk at least 10 days prior to primary. Districts town for purposes of primary as follows: District 1, Courthouse precinct; District 2, Bumpass and Long Garage precinct; District 3, Hyco Warehouse precinct; District 4, Winstead Warehouse precinct. Biennially, 2 candidates from each district would be nominated for governing board by the electors of the town voting as a whole, and 2 nominated as members-at-large regardless of district of residence. If only 2 persons file notice of candidacy for governing board from a district, or if only 2 file for mayor or member-at-large for governing board, their names are put on general election ballot without primary. Clerk must post names of candidates at expiration of time for filing notice of candidacy. Ballots must be counted immediately after closing of polls, and results must be canvassed, posted in mayor's office, and made public next day.] To Counties, Cities, and Towns.

HB 513 - (Person) Introduced by Satterfield

"To provide for nomination for members of the board of education of Person County." [Adds new paragraph to G.S. 115-38, to provide that Person County Board of Education members be nominated in non-partisan primary election in which the 5 receiving the highest number of votes would be nominated. Names of nominees are to be certified to the county board of elections under provisions of cited section. No second primary would be held, winner of those tying for 5th place being determined by lot.] To Education.

HB 516 - (Hertford) Introduced by Maddrey

"To repeal Chapter 118 of the Public-Local Laws of 1924 (Extra Session) which act prohibits the issuance of bonds in Hertford County except by a vote of the people." [As title indicates.] To Finance.

HB 517 - (Johnston) Introduced by Page

"To provide for the regulation and conduct of municipal elections in the town of Clayton in Johnston County." [Makes general municipal elections law (G.S. Ch. 160, Article 3) applicable to Clayton effective with the next town election. Officials elected pursuant thereto must qualify and begin terms on first Monday following election, and terms of incumbents expire on same day.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 59 - Mortgage registration. Received from Senate; sent to Judiciary 1.
SB 69 - Fiduciary security bonds, as amended in Senate 2/22. Reported favorably.
SB 72 - Corporations amendments, as amended in Senate 2/22. Reported favorably.
SB 86 - Officers retirement fund. Re-referred to Teachers' and State Employees' Retirement.

HB 80 - Misdemeanor limitation statute. Reported favorably as to committee substitute which was adopted; committee substitute changes provision of bill which permits tolling of statute of limitations on misdemeanors by issuance of warrant by inferior court having jurisdiction of the crime, so as to provide the statute may be tolled simply by issuance and delivery of warrant to an officer for service who is required to note date of receipt thereon.

HB 81 - Bystander exclusion. Reported favorably as amended.
HB 273 - State retirement before 60. Postponed to 3/6.
HB 274 - State and local employees security. Postponed to 3/6.
HB 407 - Reconveying foreclosed property. Passed second and third readings.
HB 415 - Bribery of athletes. Reported favorably.
HB 426 - Embalmer license requirements. Reported favorably.
HB 438 - Local employees retirement. Passed second and third readings.
HR 447 - (Joint Resolution) Prison study commission. Postponed to 3/6.

LOCAL BILLS

SB 147 - (Guilford) Greensboro taxes. Passed second reading.
SB 148 - (Guilford) Greensboro charter amendments. Passed second reading.
SB 149 - (Guilford) Repealing Greensboro merger acts. Passed second and third readings.
SB 185 - (Forsyth) Agriculture building. Passed second reading.
SB 207 - (Johnston) Brogden school teacher. Passed second and third readings.

HB 251 - (Person) County employees retirement. Passed second and third readings.
HB 260 - (Wayne) Mount Olive corporate limits. Postponed to 3/6.
HB 316 - (Madison) County financial statement. Amended to delete section making failure of county accountant to publish financial statement a misdemeanor punishable in discretion of court and by removal from office; passed second and third readings.
HB 324 - (Gates) County employees retirement. Passed second and third readings.
HB 370 - (Montgomery) County officials pay. Amended (1) to make appointments and salaries of deputy clerk of superior court and deputy register of deeds effective January 1, 1951, and (2) to make salaries provided in bill full compensation for all services performed by named officials and to permit any county citizen to sue for recovery of any salaries illegally paid and retain 1/2 sum recovered.
HB 383 - (Beaufort) County officials pay. Passed second and third readings.
HB 406 - (Stanly) Education board election. Passed second and third readings.
HB 425 - (Richmond) Rockingham parking meters. Passed second and third readings.
HB 434 - (Caswell) Tax collector pay. Passed second and third readings.
HB 461 - (Union) Officials pay. Passed second and third readings.
HB 470 - (Cumberland) Regulating carnivals. Amended to make bill applicable to Martin and Onslow counties; passed second and third readings.

Next session of House: 12:00 noon, Tuesday, March 6, 1951.

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INSTITUTE OF GOVERNMENT
LEGISLATIVE SERVICE
GENERAL ASSEMBLY OF NORTH CAROLINA
DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone 4-2184**

BULLETIN NO. 51
Tuesday, March 6, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 303 - Introduced by Morris and Carruthers

"To define and establish the senatorial districts of the state, and to make the apportionment of the members of the Senate." [Repeals Ch. 225 of 1941 Public Laws to establish 38 senatorial districts and fix number of senators from each as follows: (1) Camden, Chowan, Currituck, Gates, Hertford, Pasquotank, and Perquimans, 1; (2) Bertie, Dare, Martin, Tyrrell, and Washington, 1; (3) Beaufort, Craven, Hyde, Pamlico, and Pitt, 2; (4) Carteret, Jones, and Onslow, 1; (5) Duplin and Lenoir, 1; (6) Greene and Wayne, 1; (7) Edgecombe, Nash, and Wilson, 2; (8) Northampton, Halifax, Vance, and Warren, 2; (9) Franklin and Wake, 2; (10) Johnston, 1; (11) Bladen and Sampson, 1; (12) New Hanover and Pender, 1; (13) Columbus and Brunswick, 1; (14) Robeson, 1; (15) Cumberland, 1; (16) Harnett and Lee, 1; (17) Alamance, Chatham, and Orange, 2; (18) Durham, Granville, and Person, 2; (19) Caswell and Rockingham, 1; (20) Guilford, 2; (21) Moore and Randolph, 1; (22) Hoke, Richmond, and Scotland, 1; (23) Anson, Cabarrus, Stanly, and Union, 2; (24) Rowan, 1; (25) Davidson and Montgomery, 1; (26) Forsyth, 2; (27) Stokes and Surry, 1; (28) Alleghany, Wilkes, and Yadkin, 1; (29) Alexander, Davie, and Iredell, 1; (30) Mecklenburg, 2; (31) Cleveland and Gaston, 2; (32) Catawba and Lincoln, 1; (33) Burke and Caldwell, 1; (34) Ashe Avery, Mitchell, Watauga, and Yancey, 1; (35) McDowell, Polk, and Rutherford, 1; (36) Buncombe and Henderson, 2; (37) Haywood, Madison, and Transylvania, 1; (38) Cherokee, Clay, Graham, Jackson, Macon and Swain, 1.] To Senatorial Districts.

SB 304 - Introduced by Jones of Pitt and Rankin

"Providing for the donation or bequeathing by any person of his body or any part thereof for the purposes of medical science and the rehabilitation of the maimed. [Permits any person qualified to make a will to dispose of his body, in whole or in part, by will to educational institutions, State Department of Health, legally licensed hospitals, or agencies operating eye, bone, blood, or any other bank for rehabilitation of the maimed. If no donee is named in will, hospital in which donor died or "any available physician or surgeon" is to be considered the donee for the purposes of the act. Wills are to be liberally construed to effectuate intent and purpose of person donating their bodies and are authority for any hospital or doctor to remove a body or any part immediately upon the testator's death. Authorizes State Commission for the Blind to provide for registration and publication of names of persons in need of having eyesight restored.] To Public Health.

SB 305 - Introduced by Bailey and Lennon

"For the creation and enforcement of rights and remedies in the interest of persons who sustain damages resulting from the negligent operation of motor vehicles by municipal corporations." [Applicable to causes of action arising on and after July 1, 1951, authorizes suits against municipal corporations by persons sustaining damage by reason of death or injury to person or property proximately caused by the negligent operation of motor vehicles by city officers, agents, or employees acting within the scope of their authority or employment. Suit by person sustaining damage (or by personal representative in case of death) may be brought in any court of competent jurisdiction within the county where city is located. Except as provided, nothing in bill is to deprive city of any common law or statutory defense; nothing is to be construed to relieve person sustaining damage from having to give notice of claim to municipality and commencing action within period prescribed by law. Empowers municipality, in discretion of governing body, to procure liability insurance from companies licensed to do insurance business in state; premiums are a necessary expense and can be paid for out of general tax revenues or other appropriate city funds.] To Judiciary 1.

SB 306 - Introduced by Price

"To provide an adequate civil defense program for this state." [Provides that the State Council of Civil Defense, created by N. C. Emergency War Powers Proclamation No. XVII, shall continue as the civil defense agency of the state and that the director shall be a full-time administrative officer appointed by the council with the governor's approval at a salary set by the council and approved by the governor. Director may employ necessary personnel and spend available funds as may be necessary to carry out stated purposes. Director is to coordinate activities of all civil defense organizations within the state and to maintain liaison with similar agencies of other states and the federal government, with additional authority and duties as the governor prescribes. Governor has general direction and control of the civil defense agency and is responsible for carrying out provisions of act. In the event of major disasters beyond local control, governor may assume direct operational control over state civil defense functions. Governor is authorized (1) to cooperate with the President and armed forces, the federal and state governments, and with private agencies in all civil defense matters; (2) to issue necessary orders and regulations within the limits of his authority; (3) to prepare a comprehensive state civil defense program; (4) to ascertain state requirements in event of attack, to procure supplies, to institute training programs, and to take other steps including mobilization of civil defense organizations in advance of actual disaster; (5) to ascertain capabilities of facilities available for civil defense and to plan for efficient emergency use; (6) to direct state and local law enforcement officers and to give necessary directions to state and local health boards to secure compliance with act; (7) to enter into reciprocal aid agreements with other states and the federal government or with a province of a neighboring foreign country; and (8) to delegate and provide for sub-delegation of any administrative authority vested in him under this act. Authorizes governor or designated representative to establish mobile support units to reinforce civil defense organizations in stricken areas. Each unit shall have a governor-appointed commander with primary responsibility for the organization and shall be subject to call by the governor to any part of the state or out of state. All members of mobile support units shall be compensated for their services by the state either directly or through reimbursement of the political subdivision from which they come. N. C. must reimburse other states sending mobile support units into this state at the request of the governor provided that there is a reciprocal mutual-aid agreement between N. C. and the other state or the federal government has agreed to make reimbursement for such mutual aid. Governor may not send mobile support units to a state that has not entered such a reciprocal agreement unless there is to be federal reimbursement. Authorizes political subdivisions to establish local civil defense organizations in accordance with the state plan. Governing body of political subdivision must appoint a director responsible for the organization subject to control of the governing body. Whenever a disaster occurs, the political subdivision shall have power (1) to appropriate and expend funds, make contracts, obtain and distribute equipment for civil defense purposes, and to direct and coordinate plans with those set by the state and federal governments; (2) to appoint with or without compensation necessary workers; (3) to establish command posts; (4) to assign employees or equipment of the subdivision for civil-defense purposes within or outside the territorial limits; and (5) to exercise its powers without regard to time-consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements). Each local director is authorized to enter mutual aid agreements with both public and private civil defense agencies. Grants immunity to all governmental units from liability for death or injury to persons or damages to property resulting from actions taken pursuant to this act. Does not affect rights to which persons are otherwise entitled under the workmen's compensation law, any pension law, or under any act of Congress. Declares such functions of political subdivisions to be for a necessary and special purpose; authorizes levy, with or without a vote, of additional taxes to carry out these functions. Additional appropriations may be made from surplus funds or any funds not otherwise appropriated. Authorizes acceptance by the state or political subdivisions of funds, services, equipment, etc., offered by the federal government or by any person, firm, or corporation and subject to the terms of the offer. Directs use of existing facilities to maximum extent possible. Provides that no employee of civil defense organizations shall have advocated overthrow by violence of any government in the U. S. and that each person appointed or employed by such an organization must take a prescribed oath.] To Finance.

LOCAL BILLS INTRODUCED -- SENATE

SB 302 - (Edgecombe) Introduced by Fountain

"Relating to compensation of the board of county commissioners of Edgecombe County." [Authorizes county commissioners to fix the compensation of the chairman and other members of the board at amounts not to exceed the following: chairman, $75 monthly; other members, $50 monthly; mileage to and from each meeting attended, 7¢ per mile. Compensation fixed pursuant to this act shall be in lieu of all other compensation.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19), as amended in House 3/2. The President appointed Senators Allsbrook and Price as conferees on this bill.
SB 230 - Tobacco trade boards membership. Reported favorably.
SB 233 - Boiler inspectors. Passed third reading.
SB 251 - Condemning cemeteries. Reported favorably.
SB 279 - Mattress manufacturer tax. Reported favorably; re-referred to Finance.
SB 282 - Indigent care in private hospitals. Reported favorably.

HB 74 - Stating case on appeal. Reported unfavorably.
HB 215 - Acknowledging instruments. Reported favorably as amended.
HB 286 - Validating foreclosures. Reported favorably.
HB 407 - Reconveying foreclosed property. Received from House; sent to Finance.
HB 438 - Local employees retirement. Received from House; sent to Teachers and State Employees Retirement.

LOCAL BILLS

SB 173 - (Harnett) Farm products tax exemption. Reported favorably.
SB 263 - (Pitt) Extending Farmville zoning. Reported favorably.
SB 264 - (Pitt) Farmville police jurisdiction. Reported favorably.
SB 265 - (Richmond) Hamlet recorder court. Reported favorably.
SB 271 - (Richmond) Office expense of clerk. Reported favorably.
SB 275 - (Cabarrus) Tax discounts. Reported favorably.
SB 277 - (Robeson) Lumberton police jurisdiction. Reported favorably.
SB 278 - (Rowan) Spencer mayor and alderman terms. Reported favorably.

SB 286 - (Chatham) County commissioners elections. Reported favorably.
SB 287 - (Wake) Cary recorder court. Reported favorably.
SB 293 - (Guilford) Changing Greensboro limits. Reported favorably.
SB 294 - (Guilford) School construction payment. Reported favorably.

HB 211 - (Cherokee) Regulating taxicabs. Reported favorably.
HB 212 - (Cherokee) Taxicab fares. Reported favorably.
HB 221 - (Guilford) Civilian defense appropriations. Reported favorably.
HB 222 - (Guilford) Investing unused capital funds. Reported favorably.
HB 250 - (Forsyth) Rural Hall sanitary district. Reported favorably.
HB 251 - (Person) County employees retirement. Received from House; sent to Teachers and State Employees Retirement.
HB 289 - (Avery) County officials, as amended in House 2/26. Reported favorably.
HB 290 - (Avery) Newland charter. Reported favorably.
HB 291 - (Avery) Elk Park charter. Reported favorably.
HB 302 - (Bladen) Elizabethtown police jurisdiction, as amended in House 2/26. Reported favorably.
HB 324 - (Gates) County employees' retirement. Received from House; sent to Teachers and State Employees Retirement.
HB 326 - (Forsyth) Winston-Salem motor vehicles. Reported favorably.
HB 344 - (Onslow) Jurisdiction Holly Ridge police. Reported favorably.
HB 345 - (Onslow) Extending Swansboro limits. Reported favorably.
HB 348 - (Rockingham) Reidsville employee insurance. Reported favorably.
HB 355 - (Carteret) Cherry Point zoning power. Reported favorably.
HB 356 - (Montgomery) Municipal police jurisdiction. Reported favorably.
HB 365 - (Orange) Register of deeds fees. Reported favorably.
HB 379 - (Surry) Process fees. Reported favorably.
HB 382 - (Davidson) Lexington construction permit. Reported favorably.
HB 383 - (Beaufort) County officials pay. Received from House; sent to Counties, Cities, and Towns.
HB 404 - (Martin) Jamesville elections. Reported favorably.
HB 406 - (Stanly) Education board election. Received from House; sent to Education.
HB 416 - (Washington) Plymouth elections. Reported favorably.
HB 425 - (Richmond) Rockingham parking meters. Received from House; sent to Counties, Cities, and Towns.
HB 433 - (Chowan) Edenton parking revenues. Reported favorably.
HB 461 - (Union) Officials pay. Received from House; sent to Counties, Cities, and Towns.

Next session of Senate: 8:15 a.m., Wednesday, March 7, 1951.
Since this session is for purposes of reading notices only no bulletin will be issued on March 7.

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BULLETIN NO. 51
Tuesday, March 6, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HR 518 - (Joint Resolution) Introduced by Etheridge

"Memorializing the Congress of the United States to establish and maintain an airport at the Kill Devil Hill National Monument in Dare County, North Carolina." [Citing significance of Kill Devil Hill as location of first airplane flight, requests Congress to establish and maintain an airport near the monument.] To Conservation and Development.

HB 519 - Introduced by Kiser

"To compensate Douglas Polston of Laurinburg for damages sustained in a school bus accident on October 6, 1949." [Directs State Board of Education to investigate cited claim and, upon proof that accident was fault of bus driver without contributory negligence by Polston, to pay him not exceeding $100.] To Appropriations.

HB 520 - Introduced by Barker

"To provide that optometrists may render services authorized by law to recipients of state, county or municipal aid. [Authorizes any state, county or municipal agency administering health or relief services to make available to persons aided the services of optometrists qualified under G. S. Ch. 90 without recommending the services of any specific optometrist. Effective July 1, 1951.] To Judiciary 2.

HB 522 - Introduced by Burfoot

"For the relief of the jurors who served in the trial of Leon R. Meadows in Pitt County, in a criminal action brought by the state of North Carolina, from June 11, 1945 to August 24, 1945." [Citing hardship and expenses undergone by jurors in trial, appropriates $2,925 from General Fund to pay each juror $3 additional for each day served or total of $225 each.] To Appropriations.

HB 524 - Introduced by Branch

"To amend G.S. 53-146 relating to joint bank deposits." [Adds to cited section a provision that, in the absence of fraud or undue influence, the making of a deposit in the names of 2 persons, payable to either, or payable to either or the survivor, shall be conclusive evidence of the intention of both depositors to vest title to the deposit and additions thereto in the survivor of the depositors. Effective July 1, 1951, applies to actions and proceedings in which either the bank or surviving depositor is a party.] To Judiciary 1.

HB 525 - Introduced by Love, Gudger, and Taylor of Buncombe

"To prohibit the publishing of the name of any female person who has been raped or assaulted with intent to commit rape." [As title indicates. Such publication, unless made by order of court, is made misdemeanor punishable in court's discretion.] To Judiciary 2.

HB 526 - Introduced by Powell and others

"To apportion the members of the House of Representatives among the several counties of the state." [Rewrites G. S. 120-2 to provide 1 representative for each county except the following counties which are apportioned the number of representatives indicated: Guilford and Mecklenburg, 4 each; Buncombe, Forsyth, and Wake, 3 each; Alamance, Cumberland, Durham, Gaston, Johnston, Robeson, Rockingham, and Rowan, 2 each.] To Congressional Districts.

HB 527- Introduced by Turner and others

"To define and establish the senatorial districts of the state, and to make the apportionment of the members of the Senate." [Identical with SB 303, digested in the Senate section of today's bulletin.] To Senatorial Districts.

HB 531 - Introduced by Woltz by request

"To amend Chapter 62, section 121.48 of the General Statutes of North Carolina." [Amends cited section in the 1949 Bus Act (empowers Utilities Commission to issue orders to motor vehicle carriers to compel compliance with provisions of act or rules or requirements made under it) to provide that upon failure of an offending carrier, including taxicabs, to obey such an order, Motor Vehicles Commissioner must cancel the carrier's license. Thereafter, operation by the carrier is a misdemeanor with each day a separate offense. Appeal would lie to superior court but no operation would be permitted pending appeal except by commission order.] To Public Utilities.

HB 532 - Introduced by Parrott

"To provide for the clarification of certain sections of the 'Bus Act of 1949'". [Amends G. S. 62-121.3 (exempts certain carriers from provisions of Art. 6A, Ch 62) by striking out the exemption of motor vehicles used exclusively in transporting industrial plant employees to and from work. Amends provision of G. S. 121.47(b) (prohibits taxicabs from soliciting passengers along a common carrier's regular route outside town) by deleting the provision that section does not prohibit taxi picking up passengers along such route upon call or signal from prospective passenger. Amends G. S. 62-121.47(g) (exempts certain carriers from provisions of the Bus Act) by striking out exemption of vehicles used exclusively to transport industrial employees to and from work, substituting provision exempting such vehicles if operator secures permit to obtain "for hire" license from Motor Vehicles Department and furnishes commission with name and location of plants to and from which he intends to operate, and if operator furnishes certificate of public liability insurance. Operator would be subject to same inspection as franchise carriers of passengers, and same penalties for unlawful operation imposed by G. S. 62-121.72. Permit would be subject to revocation or suspension. Deletes G. S. 62-121.47(3) and (4) exempting vehicles transporting passengers to and from religious services from provisions of Bus Act, and providing that venue of actions for compliance under the act must be in judicial district of alleged violation, and that respondent is entitled to jury trial.] To Public Utilities.

HB 534 - Introduced by McRorie

"To amend Chapter 33 of the General Statutes relating to appointment of an ancillary guardian for a nonresident infant owning real property in this state." [Adds G. S. 33-31.2 providing that when petition, application, and satisfactory proof is made to CSC that there is real estate in his county owned by a nonresident infant under guardianship in his state of residence but for whom no guardian has been appointed in N. C., CSC is empowered to appoint in his county an ancillary guardian with respect to the infant's estate in N. C. Upon appointment, CSC is to notify proper official in county and state of ward's residence as well as ward's guardian in that state. Ancillary guardian is to make an annual accounting to N. C. court and remit to ward's guardian in state of residence any net rents or proceeds of sale of N. C. real estate. Amends G. S. 33-31 to make ancillary guardian a proper party to apply for permission to sell ward's estate in N. C.] To Judiciary 2.

HB 535 - Introduced by Etheridge

"To amend Article 6A of Chapter 136 of the General Statutes of North Carolina, relating to the operation of toll roads by municipal corporations." [Amends G. S. 136-89.3 (procedure for establishing toll road municipal corporation by Municipal Board of Control) to provide procedure for amending charter of toll road municipal corporation to allow it to change location of proposed roads and extentions, to construct feeder roads and bridges, and to carry out other projects deemed necessary. Upon petition for change, Municipal Board of Control, unless it finds proposal does not affect public interest, must advertise and hold hearing similar to that required for initial organization of such corporations. Rewrites G. S. 136-89.6 (Powers of toll road municipal corporations) to empower such agencies, among other things, (1) to construct, maintain, and operate toll roads, bridges, and turnpikes at locations chosen by it, (2) to issue revenue bonds for any corporate purpose payable solely from tolls and other revenues pledged therefor and to refund such bonds, (3) to set and revise tolls without control or approval of any state agency, (4) to purchase land, easements, etc., necessary for its operations, and (5) to lease out roadside concession sites. Bonds may be secured under trust agreement pledging tolls and other revenue but not mortgaging or conveying project property. A toll road municipal corporation is empowered to enter a contract with another such agency or with an individual (foreign or domestic) providing (1) that the toll road corporation will construct, maintain, and operate its project until all revenue bonds issued by the other party to finance a connecting road have been paid, (2) that the two parties agree to act as toll-collecting agents for each other, and (3) that the parties agree to apportion toll receipts on the basis of costs to each.] To Conservation and Development.

HB 538 - Introduced by Kilpatrick by request
"To amend G. S. 113-136 so as to authorize the establishment of creel limits on fish." [Amends cited section to authorize Wildlife Resources Commission to regulate the maximum number of fish which may be taken in state waters.) To Commercial Fisheries and Oyster Industry.

HB 539 - Introduced by Kilpatrick
"To amend G. S. 113-87 relating to game committing depredations to agriculture." [Rewrites cited section (1) to provide that permits issued by the Wildlife Resources Commission to kill birds or animals found to be injurious to agriculture shall expire within 2, instead of 4, months after issuance; (2) to limit permission to kill, without a permit, such animals while committing depredations to the landowner whose property is being damaged or the tenant on the land; (3) to require delivery of animals killed without a permit to the county wildlife protector or to a public institution in the county with notice to the protector; (4) to make possession of animals killed under provisions of section 12 hours after killing a misdemeanor punishable by fine of $50 or imprisonment for 30 days. Effective 30 days from ratification.] To Wildlife Resources.

HB 540 - Introduced by Worthington
"To amend Chapter 20 of the General Statutes relating to the speed restrictions for vehicles other than passenger cars." [Amends G. S. 20-141 by reducing from 45 to 40 miles per hour the maximum allowable speed for motor vehicles on the highway other than passenger vehicles, pickup trucks under 1 ton capacity, and school busses loaded with children.] To Roads.

HB 542 - Introduced by Umstead
"To permit members of the State Highway Patrol to transfer membership from the Teachers' and State Employees' Retirement System to the Law Enforcement Officers' Benefit and Retirement System." [Amends Session Laws of 1947, Ch. 692, permitting highway patrolmen to transfer retirement membership as indicated in title, by extending from August 1, 1947, to August 1, 1951, the time limit for the making of such transfers.] To Teachers' and State Employees' Retirement.

LOCAL BILLS INTRODUCED -- HOUSE

HB 521 - (Polk) Introduced by Brantley

"Relating to turnkey and jail fees in Polk County." [Requires collection of $2 turnkey fee in bill of costs in each criminal action in county. Authorizes county commissioners to pay jailer up to $2 daily for caring for each prisoner.] To Salaries and Fees.

HB 523 - (Haywood) Introduced by Yates

"To require bonding companies and professional bondsmen to make a deposit of funds with the clerk of the superior court of Haywood County to guarantee the performance of their obligations." [Requires all companies and professional bondsmen guaranteeing the appearance of defendants or the performance of obligations placed on defendants in criminal actions in the county to deposit with CSC $1000 before doing business in the county and to maintain deposit in that sum. Clerk is to deposit money in separate account and may apply it against unsatisfied executions issued against depositor. Permits withdrawal of deposit upon proof that all of its obligations have been satisfied.] To Judiciary 1.

HB 528 - (Guilford) Introduced by Shreve, Crissman, Kirkman, and Turner

"To make unlawful in Guilford County the operation of a ticker or other device for receiving and disseminating information concerning any sporting event for the purpose of gambling on the outcome of said event." [Makes a misdemeanor punishable in the discretion of the court (1) the operation of a ticker service for receiving information concerning sporting events for purpose of gambling on such events, (2) the dissemination of information so received for the purpose of gambling, (3) the installation of such a ticker by telephone or telegraph company without notifying county sheriff of location. Makes possession of ticker for receipt and dissemination of such information, either by licensed business or in any other place, prima facie evidence that ticker is being used for gambling purposes. Exempts legitimate uses of tickers by newspapers, magazines, brokers, radio broadcasting companies, telephone or telegraph companies, or at places where sporting events are being held for dissemination of information during game, or by alumni-groups receiving information on a particular game.] To Judiciary 1.

HB 529 - (Guilford) Introduced by Shreve, Kirkman, Crissman, and Turner

"To enable the register of deeds of Guilford County to destroy, after three years, doctors health certificates, blood reports and written consents required before the issue of marriage licenses." [As title indicates; if suit is instituted against register of deeds during 3-year period for alleged illegal issuance of marriage license and notice is given him, then documents concerning that license must be preserved until suit is determined.] To Judiciary 2.

HB 530 - (Robeson) Introduced by Regan

"Amending Chapter 1252 of the Session Laws of 1949, the same being the consolidated charter of the town of Red Springs in Robeson County." [Amends sec. 4 of cited chapter to specify that town board of commissioners is to be composed of 6 members.] To Counties, Cities, and Towns.

HB 533 - (Lincoln) Introduced by Clark of Lincoln

"Authorizing the board of trustees of the Lincoln Graded School District to sell real estate or school property belonging to said district. " [Authorizes trustees to sell schoolhouse, school site, or other real estate of unit not needed for school purposes, by advertising and holding public auction as in cases of sales under deeds of trust. Sale must be reported to Lincoln County CSC and held open for 10 days for increased bid. Must be re-advertised if increased bid is made. Chairman and secretary of board must execute deed to purchaser, but if board finds price bid is inadequate, it may reject all bids and sell privately within 90 days of public sale at price in excess of highest bid. Proceeds of such sale must be paid to treasurer of school district to be expended only for construction, repair, improvement, or enlargement of school buildings or facilities or purchase of new lands or equipment.] To Education.

HB 536 - (Camden) Introduced by Burgess
"Amending Chapter 313 of the Session Laws of 1945 in respect to the compensation of the chairman of the board of county commissioners of Camden County." [Amends cited act to provide for $15 per diem payment to chairman of board of county commissioners for each day spent in discharge of official duties.] To Counties, Cities, and Towns.

HB 537 - (Camden) Introduced by Burgess
"Relating to the method of electing members of the board of county commissioners of Camden County." [Provides that in election of county commissioners, all qualified voters in county shall vote for 3 candidates, and that candidate in each district receiving highest number of votes shall be declared elected to board.] To Counties, Cities, and Towns.

HB 541 - (Bladen) Introduced by Clark of Bladen
"To incorporate the town of White Lake in Bladen County." [Incorporates named town as indicated in title, with powers of other towns under G.S. Ch. 160. Sets corporate limits. Governing body consisting of mayor and 5 commissioners appointed to serve until first Tuesday in July, 1953, as follows: Mayor, Hiram A. Melvin; commissioners, I. H. Herring, H. S. Womble, R. A. Duncan, and W. M. Corbitt, Jr. Extends ordinance making power and jurisdiction of police officers to White Lake, though beyond town limits. Authorizes town to levy taxes for year July 1, 1951, to June 30, 1952, with county listing being used by town; prepayments from such levy may be expended during year ending June 30, 1951, as well as in ensuing year. In 1952 and thereafter, town would be subject to general law relating to taxing power of towns. In second week of June 1953 and at the same time every 2 years thereafter, governor must appoint mayor and 4 commissioners from persons recommended as follows: To nominate a candidate for mayor or commissioner, petition signed by 3 freeholders or residents must be filed with town clerk by May 1, 1953 (and every 2 years thereafter). Ballots containing names of persons filing must be mailed to freeholders and registered legal residents who must mark and return them by first Monday in the following June. Ballots must be counted by county election board chairman (who is to receive $25 from town) and person receiving highest number of votes is recommended as mayor and next 4 are recommended as commissioners. Resident is defined as one who has resided in the town for 6 months of the year preceding May 15 of the election year, and who is a legal resident of the state. Violations of provisions concerning ballots are misdemeanors.] To Counties, Cities, and Towns.

HB 543 - (Nash) Introduced by Williams
"To amend G.S. 160-25, relating to the qualification of certain municipal officers in the town of Spring Hope in Nash County." [Amends cited section to provide that only mayor and commissioners need be qualified voters of the town.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19), as amended in House 3/2. Upon request of the Senate for conference, the Speaker appointed the following conferees: Representatives Powell, Anderson, and Hewlett.
SB 115 - Traffic law definitions. Received from Senate; sent to Roads.
SB 133 - Group health insurance. Received from Senate; sent to Insurance.
SB 227 - Budget commission quorum. Reported favorably.

SB 257 - Evidence in parking cases. Reported favorably.
SB 268 - Apportioning highway funds among cities. Received from Senate; sent to Roads.

HB 5 - Gallon law amendment. Reported unfavorably.
HB 155 - Uniform support act. Reported unfavorably.
HB 186 - Liquor, beer, wine referendum. Motion to take bill from unfavorable calendar failed to receive the necessary 2/3 vote.
HB 198 - County dog wardens. Reported favorably as to committee substitute which was adopted. Committee substitute differs from original bill in (1) providing for payment of proceeds of county dog tax remaining after payment of salary and travel allowance of dog warden to special county dog damage fund, with unexpended balance each January 1 going to county school fund; (2) making dog warden assistant rabies control officer in counties having such an officer; (3) setting 15, instead of 10, days as period for locating owners of stray dogs before destroying them; (4) requiring claimants of dogs at pound to pay dog taxes due as well as cost of maintenance; (5) setting up kennel taxes as follows for owners of kennel or pack of dogs: up to 10 dogs, $15; 10-20 dogs, $30; 20-40 dogs, $60; $1.50 for each dog in excess of 40; (6) directing county commissioners of counties having dog warden to appoint 3-member board of appraisers, one to represent sheep, livestock, or poultry raisers, one the fox hunters, and one from county at large, to assess damages inflicted by dogs; (7) making it a misdemeanor punishable by up to $50 fine or 30-day imprisonment to allow dog off premises without collar and tag required by law.
HB 248 - Repairing public records. Reported favorably as to committee substitute which was adopted; committee substitute incorporates provisions of bill into G.S. 132-7 and removes provision that arrangements for repair and restoratior be approved in advance by Department of Archives and History.
HB 426 - Embalmer license requirements. Passed second reading.
HB 437 - Indecent exposure. Reported favorably.
HB 450 - NC State baseball field. Re-referred to Finance.
HB 482 - Evidence of car ownership. Reported favorably as amended.
HB 494 - Caveat to wills. Reported favorably.
HB 506 - Gas truck markings. Reported favorably.
HB 515 - Youthful offenders camp. Reported favorably.

LOCAL BILLS

SB 147 - (Guilford) Greensboro taxes. Passed third reading.
SB 148 - (Guilford) Greensboro charter amendments. Passed third reading.
SB 185 - (Forsyth) Agriculture building. Passed third reading.
SB 191 - (Wake) Election officials pay. Received from Senate; sent to Elections and Election Laws.
SB 237 - (Montgomery) Officials fees. Received from Senate; sent to Salaries and Fees
SB 255 - (Richmond) Non-support payments. Reported favorably.

HB 31 - (Forsyth) Winston-Salem liquor sales. Reported favorably.
HB 362 - (Wilkes) Moravian Falls prohibition. Reported favorably.
HB 434 - (Caswell) Tax collector pay. Passed third reading.
HB 466 - (Henderson) Court clerks fees. Reported favorably.
HB 467 - (Henderson) JP fees. Reported favorably.
HB 473 - (Warren) Landlord-tenant contracts. Reported favorably.
HB 491 - (Burke) Confiscated beer disposal. Reported favorably.

BILLS RATIFIED

SB 46 - (Montgomery) Publishing county board expenditures, as amended in House 3/1.
SB 158 - (Anson) School districts.
SB 174 - (Harnett) Dunn city manager election.
SB 190 - Sanitary district hearings.
SB 234 - (Mecklenburg) Matthews primary, as amended in House 2/28.
SR 289 - (Joint Resolution) Requesting cotton order repeal.

HB 72 - Assistant solicitors, as amended in House 2/23.
HB 83 - Committing criminals to hospitals.
HB 95 - Reckless driving in institutions.
HB 128 - (Martin) Recorder court jury trial.
HB 135 - (Rockingham) Reidsville court officials salaries.
HB 141 - (Gates) Inferior court jury trial.
HB 202 - (Cabarrus) Superior court terms.
HB 207 - CSC financial reports.
HB 243 - Registration plate transfers.
HB 292 - (Avery) Register of deeds fees.
HB 297 - Departmental information exchange.
HB 306 - (Pitt) Greenville elections.
HB 308 - (Scotland) Quadrennial revaluation.
HB 309 - (Scotland) Whiskey still rewards.
HB 336 - (Cherokee) Officials pay.
HB 346 - (Vance) Officials pay, as amended in House 2/23.
HB 350 - (Duplin) Grand jurors terms.
HB 364 - (Orange) County officials pay.
HB 368 - (Pasquotank) Grand jurors terms.
HB 372 - (Currituck) Coroner pay.
HB 391 - (Buncombe) Deputy sheriff salary.
HB 392 - (Buncombe) Sheriff salary.
HB 393 - (Buncombe) Constable salary.
HB 394 - (Buncombe) Tax supervisor salary.

Next session of House: 8:15 a.m., Wednesday, March 7, 1951.
Since this session is for the purpose of reading the notices only, no bulletin will be issued on March 7.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone** 4-2184

BULLETIN NO. 52
Thursday, March 8, 1951

Note: Since the Senate and House met on March 7 for the reading of notices only no bulletin was issued for that session.

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 307 - Introduced by Bailey

"To amend Article 3 of Subchapter VIII of Chapter 1 of the General Statutes relating to records to be kept by the clerk of the superior court of the cancellation, assignment, transfer or release of judgments." [Inserts G. S. 1-239.1 authorizing CSCs to keep a docket book (setting out form) for entries of payments, credits or satisfactions, and assignments or releases of any judgment which, under order of county governing body, has been recorded by some photographic process. Entries on this book are made as valid as if entered on the original judgment docket before photographed for record. CSC is authorized to forward certificates to clerks of other counties to whom transcript of judgment has been sent, and entries in docket book are made as valid as if entered on regular judgment docket under G. S. 1-239.] To Judiciary 1.

SB 308 - Introduced by Lowder by request

"To provide for a referendum for the abolition of local school supplement taxes." [Amends G. S. 115-193, relating to the abolition of local tax districts upon election, to provide for elections within city administrative units for determing whether local school supplement taxes shall be revoked. Adds Stanly County to the list of counties where a petition of 25% of the registered voters in an election creating a special tax district is sufficient to have the question of revoking the tax and abolishing the tax district submitted by the county commissioners.] To Education.

SB 309 - Introduced by Bell

"To amend section 122-84 of the General Statutes to provide for the detention and treatment of mentally dangerous persons who have been charged with crime." [Effective July 1, 1951, adds to G. S. 122-84 a provision that (1) when person committed to a state hospital as unable to plead has been reported to proper court as able to stand trial, he is to be transferred to the court under G. S. 122-87, and (2) if at trial, after being found not guilty of a criminal offense, it appears to the judge or jury that he would be dangerous to himself or the public if discharged, the judge must commit him to the proper state hospital until discharged by the superintendent upon the advice of the medical staff.] To Mental Institutions.

SB 310 - Introduced by Bell

"To amend Chapter 130 of the General Statutes by adding therein a new section to provide for operative permission when no responsible relative or guardian can be found." [Effective July 1, 1951, adds G. S. 130-243.2 to provide that when it appears to the medical staff of a state hospital or institution that a patient or prisoner needs a surgical operation and no responsible relative or guardian can be located by registered letter, a board consisting of the medical superintendent or director of the institution, the surgical consultant, and the local health officer of the county in which the hospital or institution is located may authorize the operation and anesthetic by unanimous agreement. Board is to sign description of patient's condition and type of operation performed to be a part of the institution's medical record; a copy is to be furnished the surgical consultant, county health officer, and CSC of the county from which patient was committed.] To Mental Institutions.

SB 311 - Introduced by Weaver, Scott, and Poole

"To amend Chapter 105 of the General Statutes relating to the refunding of overpayment of taxes." [Adds proviso to G. S. 105-266, relating to the overpayment of taxes to be refunded with interest, to authorize the Commissioner of Revenue, irrespective of any demand for refund, to refund any sales taxes illegally collected or which were determined not due from charitable or educational institutions between July 1, 1936, and December 31, 1946.] To Finance.

SB 312 - Introduced by Carruthers

"For the relief of Mr. J. W. Crews, Jr., of Guilford County, on account of injuries to his daughter who was struck by a school bus." [Citing facts of accident, authorizes State Board of Education to investigate claim and, upon finding that accident occurred from negligence of bus driver and without contributory negligence on part of Crews' daughter, to pay him up to $10,000.] To Appropriations.

SB 315 - Introduced by Larkins

"To transfer to the North Carolina State Ports Authority all the property and functions of the Morehead City Port Commission and providing for the cancellation of outstanding bonds of said commission." [Pursuant to a lease entered into on November 15, 1949, by the Morehead City Port Commission and the N. C. State Ports Authority transfers to the Authority on April 1, 1951, all of the port facilities and real estate (described by metes and bounds) held by the Commission. Requires Commission as of April 1, 1951, to execute a deed and bill of sale conveying the property to the Authority. Effective April 1, 1951, transfers all powers and functions of the Commission to the Authority, but Commission is to continue to exist and perform functions conferred upon it by the Authority. Effective April 1, 1951, transfers to the Authority all liabilities and obligations imposed upon the Commission by statutory authority. Claims against the Commission must be listed by April 1, 1951. Transfer of real estate to the Authority is subject to certain outstanding leases, but rentals paid after April 1, 1951, go to the Authority. Commission must pay to Authority on April 1, 1951, any surplus funds derived from operations for the period subsequent to December 1, 1949. Provides that on April 1, 1951, Authority shall cause to be marked as paid in full the Commission bonds in the amount of $326,000 for which the Authority paid $201,800 and interest coupons attached thereto in accordance with the lease of November 15, 1949, as consideration for the transfer of the Commission property. Repeals Ch. 75, sec. 7, Private Laws of 1933, which authorized the Morehead City board of commissioners to levy a special tax to cover deficiencies in port revenues.] To Finance.

SB 318 - Introduced by Sawyer, Carruthers, Weaver, and Stoney

"To amend Article 10 of Chapter 95 of the General Statutes relating to contracts between employers and labor organizations and other related matters."

[G. S. 95-84 making the "right to work" or "anti-closed shop" statute applicable to labor contracts, renewals, and extensions entered into after March 18, 1947, is amended to provide that the statute shall not apply to employers, employees, and labor organizations with regard to any matter, thing, or circumstance subject to federal legislation covering labor management relations.] To Manufacturing, Labor, and Commerce.

SB 320 - Introduced by Carlyle

"To amend G. S. 55-42, relating to conveyances by corporations owned by the United States government." [Amends cited section by providing that requirements thereof concerning necessity of attaching resolution of corporation's board of directors authorizing the signing officer to sign conveyances can be met with respect to all subsequent deeds by recording with register of deeds of county in which land lies an attested resolution to that effect. Validates deeds of such corporations executed in this manner prior to March 15, 1951.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- SENATE

SB 313 - (Guilford) Introduced by Carruthers

"To amend the act relating to the schools of the Greensboro city administrative unit and to the governing body thereof, set out in Chapter 385, Session Laws 1949, and as amended by Chapter 968, Session Laws 1949." [Amends cited chapters to permit school board to enter insurance contracts for 5-year periods, to make interim appropriations and disbursements of available funds, to invest surplus funds in certain securities of the U.S. and N.C., to make temporary transfers from one fund to another so long as no transfers are made from capital outlay or current expense funds to the cafeteria fund, to make transfers from one object of expenditure to another paid out of the same fund, to enter contracts for equipment or construction to be paid out of anticipated capital outlay funds so long as total of contracts does not exceed 60% of capital outlay budget, and to enter supplemental contracts with the same firms without advertising for bids provided total additional costs for any single construction project do not exceed $10,000 or 10% (whichever is greater) of the total contracts for such project. Permits board to transfer title to school busses to State Board of Education. Amends article 8 of cited chapters relating to condemnation of property for school purposes to provide for condemnation of land or easements under G.S. 115-85 or G.S. Ch. 40 for construction of school buildings, water or sewer lines, or playgrounds; 10-acre limitation of G.S. 115-85 does not apply; any dwelling, kitchen, yard, or garden may be condemned for school purposes; prior effort to purchase condemned land in unnecessary; fee is to be condemned unless board provides otherwise; appraisers must be disinterested freeholders of the district; unless there is appeal from the condemnation proceeding, title vests in school board immediately upon payment of appraised amount to CSC. Amends article 9 of cited chapters to provide that order of resale issued after an upset bid is to be made by CSC. Board must confirm sale of property sold pursuant to G.S. 115-86. Rewrites article 13 of cited chapters relating to contracts or purchases made with cafeteria or book funds. Establishes separate requirements for construction or repair work contracts involving $1,000 or less, between $1,000 and $2,500, and more than $2,500, and purchases or contracts to purchase involving $1,000 or less and more than $1,000.] To Education.

SB 314 - (Guilford) Introduced by Carruthers

"Authorizing the qualified voters of the city of Greensboro to determine whether or not liquor control stores shall be established in the city of Greensboro, and setting out the method of operation and the disposition of net revenue." [Provides that the city council may call, or on receipt of a petition signed by 15% of the registered voters must within 60 days call, an election on the question of establishing ABC stores in the city. The question may be submitted at a general municipal election, at a special election called by the council, or may be submitted along with any other questions authorized to be submitted to Greensboro voters. New registration is not required. Subsequent elections may not be called earlier than 3 years after any such ABC election. If a subsequent election goes against ABC stores, stores then in operation must close within 3 months. If any election for ABC stores carries, city council is to appoint and set pay of 3-man ABC board to serve staggered terms of 3 years; chairman is to be designated by council and mayor. Net profits over working capital shall be distributed as follows: 5% for law enforcement as provided in G.S. 18-45(o); 10% to be paid into Guilford County general fund; 10% to be paid into the general fund of municipal corporations in county other than Greensboro and those operating liquor stores and distributed on population basis as determined from latest federal census; and 75% to be paid to the Greensboro tax collector to be used for any public purpose.] To Propositions and Grievances.

SB 316 - (Wilson) Introduced by Eagles

"To authorize the board of commissioners of the town of Wilson to appropriate funds for the purpose of supplementing the retirement benefits received by certain employees of the town of Wilson." [Authorizes city commissioners to appropriate funds to supplement retirement benefits granted city employees by the Local Governmental Employees' Retirement System or the Law Enforcement Officers' Benefit and Retirement Fund. Supplements are to be made in accordance with rules established by ordinance. No individual's supplement is to cause his total annual retirement benefit to exceed 50% of the average annual salary paid him during the 5-year period immediately preceding retirement, which is to be computed for the beneficiary of the Local Governmental Employees' Retirement System as if he were receiving full retirement allowance without option. Employees receiving supplemental benefits are subject to call for emergency employment or advisory service as deemed necessary by city manager.] To Counties, Cities, and Towns.

SB 317 - (Wilson) Introduced by Eagles

"To further amend the charter of the town of Wilson." [Provides that wherever the word "town" appears in the Wilson charter or any amendments thereto the word "city" shall be inserted in lieu thereof.] To Counties, Cities, and Towns.

SB 319 - (Halifax) Introduced by Allsbrook

"To authorize the chief of police and assistant chief of police of the city of Roanoke Rapids, in Halifax County, to issue warrants." [Authorizes chief and assistant chief of police of Roanoke Rapids to issue warrants for the arrest of all persons charged with the commission of offenses. Warrants are to be issued only upon affidavits made as now required by law and are to be served by some peace officer or policeman other than the issuing officer.] To Judiciary 2.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 62 - Civil procedure amendments. Reported favorably as amended.
SB 64 - Parties to partition. Reported unfavorably.
SB 89 - Prohibiting stock car races. Reported unfavorably.
SB 101 - Auto equipment. Reported favorably as amended.
SB 176 - Capitol elevator amendment. Reported favorably.
SB 180 - Patrol car colors. Reported unfavorably.
SB 187 - Supreme court reports. Reported favorably.
SB 197 - Official license plates. Reported without prejudice.
SB 206 - Relief of Thornton. Withdrawn from Propositions and Grievances; re-referre
to Appropriations.
SB 212 - Wills of married 18-year olds. Reported unfavorably.
SB 213 - Testamentary capacity of 18-year olds. Reported unfavorably.

SB 214 - Wills of 18-year old servicemen. Reported unfavorably.
SB 216 - Turnpikes. Postponed to 3/9.
SB 230 - Tobacco trade boards membership. Passed second and third readings.
SB 251 - Condemning cemeteries. Postponed to 3/9.
SB 276 - Conveyance by devisee. Reported favorably.
SB 281 - Rural fire vehicles registration. Reported favorably.
SB 282 - Indigent care in private hospitals. Passed second and third readings.
SB 284 - Registering old deeds. Reported favorably as amended.
SB 285 - Instruments for probate. Reported favorably.
SB 297 - Vehicle warning devices. Reported favorably.

HB 66 - Assistant to chief justice. Reported favorably.
HB 67 - Assignment of judges. Reported favorably as amended.
HB 71 - Execution of prisoners. Reported favorably.
HB 79 - Special appearances (House committee substitute 2/27). Reported favorably.
HB 84 - Endorsing summonses, as amended in House 2/2. Reported unfavorably.
HB 86 - Transmitting death sentences. Reported favorably; re-referred to Judiciary 1.
HB 89 - Wrongful death limitation statute. Reported favorably.
HB 100 - Validating wills (House committee substitute 2/22). Reported unfavorably.
HB 214 - Photographic copies as evidence. Reported favorably.
HB 215 - Acknowledging instruments. Amended to make it clear that military personnel may acknowledge instruments before any regular or reserve officer on active duty and to require additional identification of the officer taking acknowledgment. Postponed to 3/9.
HB 286 - Validating foreclosures. Passed second and third readings.

LOCAL BILLS

SB 173 - (Harnett) Farm products tax exemption. Passed second and third readings.
SB 203 - (Sampson) Clinton police jurisdiction, as amended in House 2/28. Withdrawn from Judiciary 1; placed on calendar; failed to concur in House amendment.
SB 263 - (Pitt) Extending Farmville zoning. Passed second and third readings.
SB 264 - (Pitt) Farmville police jurisdiction. Passed second and third readings.
SB 265 - (Richmond) Hamlet recorder court. Passed second and third readings.
SB 271 - (Richmond) Office expense of clerk. Passed second and third readings.
SB 275 - (Cabarrus) Tax discounts. Passed second and third readings.
SB 277 - (Robeson) Lumberton police jurisdiction. Passed second and third readings.
SB 278 - (Rowan) Spencer mayor and alderman terms. Passed second and third readings.
SB 286 - (Chatham) County commissioners elections. Passed second and third readings.
SB 287 - (Wake) Cary recorder court. Passed second and third readings.
SB 293 - (Guilford) Changing Greensboro limits. Passed second reading.
SB 294 - (Guilford) School construction payment. Passed second and third readings.

HB 129 - (Pamlico) Special taxes. Reported favorably as amended.
HB 211 - (Cherokee) Regulating taxicabs. Passed second and third readings.
HB 212 - (Cherokee) Taxicab fares. Passed second and third readings.
HB 221 - (Guilford) Civilian defense appropriations. Passed second reading.
HB 222 - (Guilford) Investing unused capital funds. Passed second and third readings.
HB 250 - (Forsyth) Rural Hall sanitary district. Passed second and third readings.
HB 289 - (Avery) County officials, as amended in House 2/26. Passed second and third readings.
HB 290 - (Avery) Newland charter. Passed second and third readings.
HB 291 - (Avery) Elk Park charter. Passed second reading.
HB 302 - (Bladen) Elizabethtown police jurisdiction, as amended in House 2/26. Passed second and third readings.
HB 326 - (Forsyth) Winston-Salem motor vehicles. Passed second and third readings.
HB 344 - (Onslow) Jurisdiction Holly Ridge police. Passed second and third readings.

HB 345 - (Onslow) Extending Swansboro limits. Passed second reading.
HB 348 - (Rockingham) Reidsville employee insurance. Passed second and third readings.
HB 355 - (Carteret) Cherry Point zoning power. Passed second and third readings.
HB 356 - (Montgomery) Municipal police jurisdiction. Passed second and third readings.
HB 365 - (Orange) Register of deeds fees. Passed second and third readings.
HB 379 - (Surry) Process fees. Passed second and third readings.
HB 382 - (Davidson) Lexington construction permit. Passed second and third readings.
HB 404 - (Martin) Jamesville elections. Passed second and third readings.
HB 416 - (Washington) Plymouth elections. Passed second and third readings.
HB 433 - (Chowan) Edenton parking revenues. Passed second and third readings.

BILLS RATIFIED

SB 147 - (Guilford) Greensboro taxes.
SB 148 - (Guilford) Greensboro charter amendments.
SB 149 - (Guilford) Repealing Greensboro merger acts.
SB 185 - (Forsyth) Agriculture building.
SB 207 - (Johnston) Brogden school teacher.

HB 36 - (Graham) Primary law, as amended in House 2/23.
HB 42 - (Cherokee, Clay, Graham, Macon, and Swain) Rotating state senator.
HB 114 - Bribing driver license examiners.
HB 139 - (Columbus) Chadbourn beer sales, as amended in House 3/2.
HB 254 - (Jackson) Municipal elections.
HB 307 - (Cumberland) Fayetteville prosecuting attorney.
HB 327 - (Bladen) Elizabethtown candidates.

Next session of Senate: 10:30 a.m., Friday, March 9, 1951.

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BULLETIN NO. 52
Thursday, March 8, 1951

Note: Since the Senate and House met on March 7 for the reading of notices only no bulletin was issued for that session.

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 550 - Introduced by Hewlett and others

"To amend Chapter 108, Article 3 of the General Statutes of North Carolina so as to provide for recovery of old-age assistance payments." [Adds new sections to cited article, imposing a lien on real property of recipients of old-age assistance for total amounts paid beginning October 1, 1951. Requires new applicant to agree that payments will constitute claim against his estate. Statement of name and date of approval must be filed with CSC and cross indexed in lien docket wherever recipient owns realty. Lien cannot be enforced after 10 years from last assistance payment, or after year from death of recipient; nor can execution be made against homesite occupied by recipient's surviving spouse or dependent minor children. Within year of recipient's death, county attorney is to file claim, which takes Sixth Class priority under G.S. 28-105. Sums collected must be deposited in county old-age assistance fund, with shares paid out to state and federal agencies prorated according to their share in the assistance payments. Sums thus paid to state go to state old-age assistance fund. Effective July 1, 1951.] To Judiciary 1.

HB 552 - Introduced by Horton

"Relating to the claim of Ivey Martin of Burke County, North Carolina for property damage resulting from negligent operation of a public school bus." [Citing circumstances of accident, authorizes State Board of Education to investigate claim and on proper finding to pay claimant up to $30.] To Appropriations.

HB 553 - Introduced by Blue

"To compensate Taft Wallace of Robbins, North Carolina, for damages sustained in a school bus accident in February, 1951." [Authorizes State Board of Education to investigate the claim and on proper finding to pay claimant up to $116.05.] To Appropriations.

HB 554 - Introduced by Blue

"To compensate R. J. Albert of Cleveland, Ohio for damages sustained in a school bus accident in April, 1950." [Authorizes State Board of Education to investigate the claim and on proper finding to pay claimant up to $484.38.] To Appropriations.

HB 561 - Introduced by Page and Wiggs

"To revise the laws of North Carolina with respect to post-mortem medico-legal examinations, and to that end to amend the General Statutes of North Carolina by adding thereto a new article to Chapter 143 creating a Commission on Post-mortem Medico-legal Examinations and Investigations and prescribing its powers, duties, and functions; to provide for the appointment of medical examiners and investigators, and to prescribe their powers, duties, and functions with respect to post-mortem examinations and investigation; to provide for the appointment of district pathologists, and to prescribe their powers, duties, and functions with respect to post-mortem medico-legal examinations and investigations; to provide for the disposition of certain dead bodies and of any property or estate of such deceased persons." [Adds Article 30 to Ch. 143, creating cited Commission, composed of the Attorney-General and heads of pathology departments at UNC, Duke, and Wake Forest medical schools or representatives designated by them, as ex officio members, and 3 members appointed by the governor, the N. C. State Bar, and the State Medical Society for 4-year terms, except that Bar's original appointee serves for 2 years, the Medical Society's for 3 years. Commission is to serve without pay except actual expenses, may make its own rules, shall divide the state into districts, and shall appoint as chief medical examiner a licensed doctor certified by the American Board of Pathology. As Commission's executive officer, he is to set up central office in Raleigh, hire and fire employees at salaries fixed by Commission, post $5000 bond, and receive $10,500 annual salary. He is to appoint, with Commission's approval, a licensed physician and pathologist as pathologist for each district and a licensed physician as county medical examiner in each county. County examiners may appoint assistants with approval of state examiner. When any police officer, physician, undertaker, member of family, or other person has knowledge of death from violence, by suicide, when in apparent good health or unattended by physician or in prison, or in any suspicious manner, or has knowledge of discovery of parts of a human body, he is to notify county examiner and coroner. Examiner is to investigate and report findings to coroner, district solicitor, and Commission, and to receive $15 fee from county. If examiner feels that autopsy or pathological study of parts of body is necessary, district pathologist performs autopsy or makes study and reports findings to district solicitor and county coroner. County where body found pays $150 fee for autopsy, $15 fee for pathological study. If a body is buried or cremated without required inquest or autopsy, presiding judge, on being notified, may order exhumation and autopsy of body or examination of ashes. Makes it unlawful to embalm, cremate, or bury a body when the embalmer or undertaker has reason to know of suspicious or unexplained causes of death without securing permission from county examiner for $5 fee. Makes all reports and findings of pathologists, county examiners, and coroners public records to be accepted as prima facie evidence in any court or proceeding, and makes copies of originals admissible as originals with attestation of custodian. Requires bodies unclaimed after autopsy to be buried by county sheriff or city police where body discovered. County of residence bears expense but county of discovery bear expense for nonresidents. Unclaimed property of decedent is to be sold by county sheriff after specified notice and hearing within 2 years after death and proceeds paid to credit of UNC. Violation of act is misdemeanor punishable by fine of from $100 to $500. Appropriates $15,000 annually to carry out provisions of act. Amends G.S. 152-7(6) and (7) to provide that coroner shall hold investigation and inquest only with approval of state examiner, and that at inquest or hearing, coroner is to examine witnesses offered by the state or county examiner. Effective July 1, 1951.] To Judiciary 2.

HB 562 - Introduced by Pope

"To provide for the relief of certain persons in Iredell County for damages sustained as a result of school bus accidents." [Directs State Board of Education to investigate accidents and, upon proof that accidents were fault of school bus drivers without contributory negligence by claimants, to pay them not exceeding the following amounts: R. R. Mayberry, $100.00; Luke Patterson, $138.00; J. Lewis Patterson, $167.82; Henry Hope, $204.48; Allen Rankin, $44.99; Mrs. Melba B. McLuen, $996.42.] To Appropriations.

HB 563 - Introduced by Turner

"To amend Chapter 97 of the General Statutes relating to workmen's compensation so as to exclude from the provisions thereof all persons, firms or corporations engaged in interstate commerce." [As title indicates.] To Insurance.

HB 568 - Introduced by Dill

"To transfer to the North Carolina State Ports Authority all the property and functions of the Morehead City Port Commission and providing for the cancellation of outstanding bonds of said commission." [Identical with SB 315 digested in the Senate section of today's bulletin.] To Judiciary 1.

HB 569 - Introduced by Barker and Worthington

"To provide for the planning, designation, establishment, use, regulation, alteration, improvement, maintenance, and vacation of limited-access facilities; the acquisition of lands required therefor; the restriction of intersections and control of approaches; the establishment of local service roads; the prohibition of certain acts thereon and provision for penalties therefor; and for other purposes." [Authorizes State Highway and Public Works Commission and governing bodies of cities and towns, acting alone or in conjunction with each other, (1) to plan, designate, establish, regulate, vacate, alter, improve, maintain, and provide limited access facilities (defined as streets or highways especially designed for through traffic to which owners and occupants of abutting land have right of access only at designated points; these may be either parkways, from which commercial vehicles are excluded, or freeways open to all customary forms of traffic); (2) to acquire rights of access, air, view, and light of abutting owners in same manner as they are authorized by law to acquire rights of way for streets and highways; (3) to acquire for such facilities tracts of land larger than is immediately needed for right of way proper; (4) to eliminate grade intersections by providing grade separation or service road or by closing off intersecting streets (new streets may be opened into or connected with limited-access facilities only with their consent); (5) to enter into agreements with each other or the federal government respecting such facilities and their financing; (6) to plan, designate, establish, use, regulate, alter, improve maintain, and vacate local service roads, separated from the limited access facility proper by such devices as necessary. Commission may exercise authority in cities and towns only with their consent. Makes it misdemeanor punishable by $5-$100 fine, 5-90 days imprisonment, or both, (1) to drive vehicle across curb or other separation of lanes on limited access facilities; (2) to make a left turn or U-turn except through opening provided in the dividing curb section; (3) to drive a vehicle in any other than the proper lane and direction; and (4) to drive a vehicle onto the facility from a local service road except through an opening provided for the purpose.] To Roads.

HB 570 - Introduced by Barker and Worthington

"To amend G.S. 20-116 as to the authority of the State Highway and Public Works Commission to designate truck routes." [Rewrites G.S. 20-116(h), providing for designation of truck routes, to provide for such designation by Highway Commission as between two primary highways when, on the basis of engineering and traffic investigations, safety or the public interest will be served. The route selected as the truck route must be so designated; the other route must be marked by signs showing the maximum gross vehicle weight or axle load limits authorized thereon (statute now provides for posting "maximum load" allowed). The Commission may prohibit the use of the non-truck route by heavy trucks or other vehicles of a gross vehicle weight or axle load limit in excess of a maximum designated by the Commission (present statute authorizes such prohibition for "heavy or truck-line traffic").] To Roads.

HB 571 - Introduced by Barker and Worthington

"To amend G.S. 136-18 so as to authorize landscaping and general protection of highways and construction and maintenance of roadside parks." [Rewrites G.S. 136-18(i) to empower Highway Commission to take steps to landscape and prevent erosion for general protection of highways, to acquire land for and to construct and operate roadside parks, picnic areas, and turnouts (cooperating with local, federal, and civic agencies). Using such area or any part of highway right of way for commercial purposes is made a misdemeanor, each day of such use being a separate offense.] To Roads.

LOCAL BILLS INTRODUCED -- HOUSE

HB 544 - (Graham) Introduced by Massey

"To authorize the sheriff of Graham County to appoint a deputy, and to repeal Chapter 150 of the Public-Local Laws of 1935, relating to the office of deputy sheriff of Graham County, and to authorize the board of county commissioners to allow expenses for the sheriff of Graham County." [Authorizes sheriff to employ a deputy to be paid an amount fixed by county commissioners from general fund; also authorizes commissioners to allow the sheriff and deputy fees and expenses as they see fit. Repeals cited act which authorized employment of deputy at $50 a month plus fees.] To Judiciary 2.

HB 545 - (Graham) Introduced by Massey

"To authorize the board of commissioners of Graham County to convey certain real property to the Eller-Rogers Post No. 192 of the American Legion." [As title indicates. Property concerned is that leased to the Legion post on Nov. 4, 1946, for 99 years. No consideration is stated or required.] To Counties, Cities, and Towns.

HB 546 - (Graham) Introduced by Massey

"To provide for the appointment, and to fix the salary, of a clerk for the county accountant and tax collector of Graham County." [Effective January 1, 1951, authorizes employment of clerk at salary of $125 a month in addition to any clerk now employed.] To Salaries and Fees.

HB 547 - (Graham) Introduced by Massey

"To amend the law relating to public drunkenness in Graham County." [Makes conviction of public drunkenness punishable by fine up to $50 or up to 30 days in jail; repeals provision setting varying punishments based on whether first, second, or subsequent offense.] To Propositions and Grievances.

HB 548 - (Guilford) Introduced by Shreve, Crissman, Kirkman, and Turner

"To fix fees in Guilford County for the sheriff, the register of deeds and the tax supervisor, and to amend G.S. 2-28 so as to exclude Guilford County from its application." [Sets out fee schedule for named officials and provides that in situations not named fees provided by general law apply. Exempts Guilford from G.S. 2-28 limiting fee for probating federal crop liens and chattel mortgages to 25¢ and the fee for recording them to 50¢.] To Salaries and Fees.

HB 549 - (Currituck) Introduced by Johnson

"Relating to the recorder's court of Currituck County." [Amends Ch. 273, Session Laws of 1949, to provide (1) that deposit upon demand for jury trial in civil cases is to be sum set by clerk in his discretion rather than simply $5 as at present, and (2) that jurors in recorder's court are to be paid per diem and mileage allowed superior court jurors rather than $1 per day.] To Courts and Judicial Districts.

HB 551 - (Gaston and Yancey) Introduced by Atkins and Dellinger

"To amend General Statutes 18-49 and General Statutes 18-58 so as to reduce from one gallon to one-fourth of one gallon the amount of liquor which may be transported into Gaston and Yancey Counties or which may be brought into Gaston and Yancey Counties from out side the state." [As title indicates.] To Propositions and Grievances.

HB 555 - (Moore) Introduced by Blue

"To amend Chapter 993 of the Session Laws of 1949 entitled 'An act for the better enforcement of law in Pinehurst, Moore County, North Carolina' so as to permit the holding of beer and wine referendums therein." [Calls for beer and wine election in Pinehurst territory, Moore County, upon petition of 15% of registered voters residing in the territory "who voted for governor in the last general election." Amends G.S. 18-124(f) to prohibit the holding of any beer or wine election in Moore County or any municipality or territory therein within 60 days of a city or county election or primary.] To Propositions and Grievances.

HB 556 - (Lee) Introduced by Dalrymple
"To amend the charter of the Town of Sanford." [Amends all laws in which the word "town" is used to refer to Sanford, to substitute in lieu of such term the word "city".] To Counties, Cities, and Towns.

HB 557 - (Lee) Introduced by Dalrymple
"To provide for the appointment of two additional trustees for Sanford Graded School District in Lee County." [Amends Private Laws of 1935, Ch. 34, Sections 1 and 2, to increase from 5 to 7 the number of trustees for the district. Appoints as new trustees Harvey C. Faulk and S. T. Cox to serve until May 1953 and May 1955 respectively. Provides for election of 2 trustees in 1953, 3 in 1955, and 2 in 1957, all for 6-year terms, with successors to be elected at expiration of terms. Effective July 1, 1951.] To Education.

HB 558 - (Lee) Introduced by Dalrymple
"Requiring professional bondsmen in Lee County to deposit with the clerk of the superior court the sum of $2,000 as evidence of solvency." [Effective July 1, 1951, requires all professional bondsmen guaranteeing the appearance of defendants or the performance of obligations placed on defendants in criminal actions in the county to deposit and maintain on deposit $2,000 with CSC as condition to doing business in county. Clerk may apply deposit to bond forfeitures outstanding against depositor on motion of solicitor of any court in county.] To Judiciary 2.

HB 559 - (Alamance) Introduced by Long
"To amend Article 24, Chapter 7 of the General Statutes of North Carolina, and Chapter 950 of the Session Laws of 1947, and Chapter 618 of the Session Laws of 1945, as the same relates to the establishment of municipal recorder's court as it applies to such court in the city of Burlington." [Repeals sections 2,3,4,5,6 of Chapter 618 of 1945 Session Laws and sections 2,3,4 of Chapter 950 of 1947 Session Laws, relating to jurisdiction and organization of, and appeals from, Burlington municipal recorder's court. Amends G.S. 7-190 and G.S. 7-191 to limit territorial jurisdiction of Burlington municipal recorder's court to corporate limits of city of Burlington.] To Courts and Judicial Districts.

HB 560 - (Dare) Introduced by Etheridge
"Relating to the nomination of members of the Dare County board of commissioners and board of education by amending sections 2 and 3 of Chapter 343 of the Session Laws of 1947." [Amends cited sections, relating to primary elections for Dare County board of commissioners and board of education, to provide that only voters from district which candidate is to represent (rather than voters of entire county) shall vote for his nomination. In event no candidate from district receives majority of all votes cast in district, upon the request of the second highest candidate there shall be a second primary between the two highest candidates, under the regulations applicable to county-wide candidates.] To Counties, Cities, and Towns

HB 564 - (Alexander) Introduced by Little of Alexander
"To increase the salaries of certain officers in Alexander County." [Effective July 1, 1951, increases salaries of sheriff, full-time deputy sheriff, CSC, and register of deeds of Alexander County by $50 per month.] To Salaries and Fees.

HB 565 - (Catawba) Introduced by Leinbach
"Enabling the city council of the city of Hickory to close or abandon for public street purposes the area designated on the plat of Combford Park as McComb Drive between Eighth Street and Shuford Boulevard in the city of Hickory." [As title indicates; further authorizes city to release, convey, and quitclaim, without public advertisement, all its interest in the property to Hickory city administrative school unit or to such grantees as it may designate.] To Counties, Cities, and Towns.

HB 566 - (Catawba) **Introduced by Leinbach**

"To amend the charter of the City of Hickory relating to the exercise of its right of eminent domain." [Amends the charter to permit the city council, in exercising the right of eminent domain, to use the alternative methods of procedure set forth in G.S. 160-204 and 205, and Ch. 40, Art. 2, in addition to those named in charter.] To Counties, Cities, and Towns.

HB 567 - (Pitt) Introduced by Worthington

"Providing for the biennial election of the recorder and the prosecuting attorney of the municipal recorder's court of the city of Greenville." [As title indicates; recorder and prosecuting attorney to be elected for 2-year term by city-wide vote in general election in 1951 and biennially thereafter. Vacancies would be filled by appointments by board of aldermen for unexpired term.] To Courts and Judicial Districts.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 57 - Computing kinship (Senate committee substitute, 2/22). Reported favorably as to committee substitute which was adopted. Committee substitute (1) defines civil law rule for computing lineal and collateral kinship as contained in original bill, digested in Senate section of Bulletin No. 13, Thursday, January 18, 1951, and (2) omits section making act inapplicable to pending litigation.

SB 58 - Imported property liens, as amended in Senate 2/22. Reported favorably.

SB 60 - Mortgage sales, as amended in Senate 2/22. Reported favorably.

SB 66 - Husband and wife tort actions. Reported favorably.

SB 71 - Notary public amendments, as amended in Senate 2/22. Reported favorably as amended.

SB 91 - Fish restoration projects. Reported favorably.

SB 106 - Uniform support act (Senate committee substitute 2/23), as amended in Senate 2/26. Reported favorably as amended.

SB 120 - State-municipal road maintenance, as amended in Senate 2/7 and 2/14. Reported favorably as amended.

SB 233 - Boiler inspectors. Received from Senate; sent to Manufacturers and Labor.

HB 24 - "Better Government" commission (House committee substitute 2/27). Passed second and third readings.

HB 53 - Stream pollution (House committee substitute 3/2). Postponed to 3/13 as special order of business.

HB 80 - Misdemeanor limitation statute (House committee substitute 3/5). Passed second and third readings.

HB 81 - Bystander exclusion. Amended to correct statutory references; passed second and third readings.

HB 120 - Illegally obtained evidence (House committee substitute 3/1). Passed second and third readings.

HB 198 - County dog wardens (House committee substitute 3/6). Postponed to 3/13.

HB 515 - Youthful offenders camp. Passed second and third readings.

HB 534 - Ancillary guardian for nonresident infant. Reported favorably.

LOCAL BILLS

SB 6 - (Brunswick and Halifax) Election recount, as amended in Senate 3/5. Received from Senate; sent to Elections and Election Laws.

SB 83 - (Bertie, Columbus, Edgecombe, Halifax, Harnett, Hertford, Nash, Northampton, Wake, and Warren) Prohibiting night corn sales, as amended in Senate 3/5. Received from Senate; sent to Agriculture.

SB 167 - (Franklin) JP fees, as amended in Senate 3/2. Received from Senate; sent to Salaries and Fees.
SB 172 - (Harnett) Dunn bird sanctuary. Reported favorably.
SB 222 - (Macon) Jailer fees. Reported favorably.
SB 224 - (Granville) Mayor court costs. Reported favorably.
SB 235 - (Halifax) Roanoke Rapids city manager election. Reported favorably.
SB 242 - (Brunswick) Southport elections. Reported favorably.
SB 245 - (Iredell) Extending Statesville zoning. Reported favorably.
SB 249 - (Franklin) Officials salaries. Reported favorably.
SB 255 - (Richmond) Non-support payments. Passed second and third readings.
SB 256 - (Richmond) Rockingham elections. Reported favorably.
SB 261 - (Haywood) Refunding court costs. Reported favorably.

HB 31 - (Forsyth) Winston-Salem liquor stores. Passed second and third readings.
HB 260 - (Wayne) Mount Olive corporate limits. Amended to make extension of corporate limits effective only after voters of town approve bond issue of at least $300,000 for water, sewage, and general improvements not restricted to particular area of town. Placed on roll call calendar.
HB 270 - (Richmond) Rockingham bird sanctuary. Reported favorably.
HB 314 - (Washington) Recorder court jury trial. Reported favorably.
HB 318 - (Madison) Creating jury commission. Reported favorably.
HB 328 - (Caswell) Regulating professional bondsmen. Reported favorably.
HB 335 - (Iredell) Mooresville extra-territorial zoning. Reported favorably.
HB 362 - (Wilkes) Moravian Falls prohibition. Re-referred to Propositions and Grievances.
HB 388 - (Craven) New Bern bird sanctuary. Reported favorably.
HB 405 - (Richmond) Hamlet bird sanctuary. Reported favorably.
HB 408 - (Orange) Chapel Hill zoning. Reported favorably.
HB 409 - (Orange) Chapel Hill bird sanctuary. Reported favorably.
HB 449 - (Perquimans) Hertford parking revenues. Reported favorably.
HB 452 - (Lee) Advertising Sanford. Reported favorably.
HB 466 - (Henderson) Court clerks fees. Passed second and third readings.
HB 467 - (Henderson) JP fees. Passed second and third readings.
HB 473 - (Warren) Landlord-tenant contracts. Passed second and third readings.
HB 489 - (Moore) Nominating Southern Pines officials. Reported favorably.
HB 491 - (Burke) Confiscated beer disposal. Passed second and third readings.
HB 521 - (Polk) Jailer fees. Reported favorably.
HB 529 - (Guilford) Health certificate destruction. Reported favorably.
HB 530 - (Robeson) Red Springs commissioners. Reported favorably.
HB 536 - (Camden) County commissioners pay. Reported favorably.
HB 543 - (Nash) Spring Hope officials. Reported favorably.

Next session of House: 11:30 a.m., Friday, March 9, 1951.

#

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone 4-2184**

BULLETIN NO. 53
Friday, March 9, 1951

Session: Senate -- 10:30 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 321 - Introduced by Carlyle

"To amend G. S. 55-2, relating to certificates of incorporation, and G. S. 55-31, relating to amendments of certificates of incorporation, so as to permit provisions relating to preemptive rights of stockholders." [Effective July 1, 1951, adds paragraph to G. S. 55-2 to permit certificates of incorporation to prescribe preemptive rights of stockholders in the purchase of stock of the corporation. Adds paragraph to G. S. 55-31 to prohibit amendment of the certificate of incorporation which would limit, deny, or adversely affect the preemptive right of stockholders unless 2/3 (or greater amount if specified in certificate of incorporation) of the voting stockholders vote for the amendment. If so amended, notice is to be mailed within 10 days to all stockholders whose preemptive rights are affected, and those who did not vote for amendment can within 20 days after notice is mailed make written demand for the fair value of their stock; if not paid or no agreement is reached within 30 days after demand, such stockholder can, within 30 days after expiration of such 30 day period, petition the superior court in the county of the corporation's principal office for appointment of 3 appraisers to appraise the stock's fair value; summons and petition are to be served on corporation at least 10 days before hearing; if no exception is filed to award of majority of appraisers within 10 days, award is final; if award is excepted to by either party, case is to be transferred to the civil docket for trial as near as practicable under the eminent domain law (G. S. Ch. 40). Upon payment of value of stock, stockholder must surrender stock certificates.] To Judiciary 1.

SB 322 - Introduced by Bailey

"To limit the time within which judgment or order of any clerk of court signed on days other than Mondays may be attacked." [Provides that from and after September 30, 1951, no action is to be brought to attack any judgment or order of CSC because it was signed on a day other than Monday; from and after such date, validates any conveyance executed by any person authorized to make such conveyance in any action or special proceeding where appointment or orders of sale, resale, or confirmation were made on a day other than Monday.] To Judiciary 1.

SB 326 - Introduced by Woodson

"Authorizing an investigation by the State Board of Education of a claim of Mrs. V. O. Shoaf of Salisbury, North Carolina for property damage resulting from the operation of a public school bus." [Citing circumstances of accident, authorizes State Board of Education to investigate claim and, upon finding that damage was caused by negligent operation of the school bus without contributory negligence, to pay damages not to exceed $101.75.] To Appropriations.

SB 327- Introduced by Woodson

"Authorizing an investigation by the State Board of Education of a claim of Paul R. Propst of Rowan County, North Carolina for property damage resulting from the operation of a public school bus." [Citing circumstances of accident,authorizes State Board of Education to investigate claim and, upon finding that damage was caused by negligent operation of the school bus without contributory negligence, to pay damages not to exceed $175.] To Appropriations.

SB 328 - Introduced by Lennon

"To establish a special commission for the purpose of making a study of administrative practice and procedure in the state of North Carolina and submitting a report to the 1953 session of the General Assembly." [Effective June 1, 1951, establishes 7-member commission to study practices and procedures before state administrative agencies and to prepare a report and recommendations for changes to be submitted to the Governor on or before December 1, 1952. Members are to be selected as follows: 2 appointed by President of Senate, 3 by Speaker of the House, and 1 by the Governor; the other is to be the Attorney General or a member of his staff designated by him. Vacancies are to be filled by appointments by persons making original appointments. Members are to elect a chairman and secretary from among themselves. Meetings are to be held as commission prescribes by vote; meetings may be called by chairman or any 2 members. After notice, at least one public hearing must be held upon commission recommendations prior to submission to the Governor. Commission can employ Institute of Government, or individuals, or request use of research facilities of state institutions. Commission members are to be paid $7 per day plus necessary expenses; employed assistance is to receive compensation as fixed by budget director and Council of State; all expenses of commission are to be paid from Contingency and Emergency Fund.] To Judiciary 1.

SB 329 - Introduced by Campen and others

"To amend Chapter 108, Article 3, of the General Statutes of North Carolina so as to provide for recovery of old-age assistance payments." [Identical with HB 550 digested in the House section of Bulletin No. 52, March 8, 1951.] To Public Walfare.

SB 333 - Introduced by Talton and Whitley

"To provide for the better control of the sale, manufacture, transportation, and possession of intoxicating liquors in this state." [Identical with HB 577 digested in the House section of today's bulletin.] To Propositions and Grievances.

SR 334 - (Joint Resolution) Introduced by Johnson

"In appreciation of the hospitality of the county of Wayne and the city of Goldsboro on the occasion of the barbecue dinner honoring Speaker W. Frank Taylor." [As title indicates; members of the Legislature and other invited guests attended the dinner on March 7, 1951, in Goldsboro.] Passed three readings and sent to House.

SR 335 - (Joint Resolution) Introduced by Allsbrook and others

"Expressing appreciation for the hospitality of Major General Ray A. Robinson and his command at Camp Lejeune and to Senators Hicks, Larkins and Rankin and Representatives Hewlett, Ramsay, Stoner, Venters and Whitley for their work in making arrangements for the occasion." [As title indicates; members of the Legislature and other invited guests visited Camp Lejeune on March 7, 1951.] Passed three readings and sent to House.

LOCAL BILLS INTRODUCED -- SENATE

SB 323 - (Columbus) Introduced by Powell

"To fix the compensation of certain officers in Columbus County." [Effective July 1, 1951, sets compensation of county commissioners at $10 per day while board is in session to transact official business plus mileage as now provided by law. Sets annual salary of Columbus County recorder court judge at $3,000 instead of $2,100.] To Salaries and Fees.

SB 324 - (Columbus) Introduced by Powell

"To prohibit the setting of steel traps, and to prohibit the operation of carnivals in Columbus County." [Effective July 1, 1951, prohibits the setting in Columbus County of steel traps of the type generally used for trapping animals; and makes it a misdemeanor to operate or assist in the operation of a carnival show in the county, subject to fine or imprisonment in discretion of court.] To Counties, Cities, and Towns.

SB 325 - (Rowan) Introduced by Woodson

"To establish a law library for the public officials and courts in Rowan County." [Effective July 1, 1951, establishes the Rowan County Law Library and provides that CSC shall ex officio be librarian, receiving $15 monthly for his services. Names CSC, secretary to county commissioners, and president of county bar association as custodians of the library which shall be county property. Funds for purchase and operation of the library shall be derived from costs collected by CSC, $1 in each criminal case and $1 in each civil case which is finally disposed of in county court or superior court after ratification, except cases in which county must pay costs. CSC is to purchase books, furnishings, and supplies as recommended by committee of 3 members of county bar association. With approval of custodians, CSC shall immediately enter contracts to make purchases necessary to equip the library.] To Counties, Cities, and Towns.

SB 330 - (Pitt) Introduced by Jones of Pitt

"To extend the jurisdiction of the police officers of the town of Fountain in Pitt County." [Extends jurisdiction and power of Fountain police officers to all the territory within 1 mile of the corporate limits.] To Counties, Cities, and Towns.

SB 331 - (Surry) Introduced by Jones of Surry

"To provide additional allowance for clerical hire in Surry County." [Effective July 1, 1951, authorizes county commissioners to appropriate annually, in addition to sums now authorized for clerical assistance, up to $2,400 for additional clerical hire in CSC office.] To Counties, Cities, and Towns.

SB 332 - (Mecklenburg) Introduced by Morris

"To amend Chapter 949 of the Session Laws of 1949, relating to the election of a counsellor for the domestic relations and juvenile court of Mecklenburg County and to fix his compensation." [Amends cited chapter to change the annual salary of the counselor for the county domestic relations and juvenile court from up to $4,000 to such amount as may be fixed by the county commissioners and the Charlotte city council in joint meeting.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 4 - ABC referendum. Reported unfavorably.
SB 36 - Beer salesmen permits. Reported favorably as amended.
SB 42 - Regulating sale of lye. Reported without prejudice as to committee substitute.
SB 62 - Civil procedure amendments. Amended (1) to require that requests for special instructions be submitted before judge's charge rather than before argument and (2) to permit filing the affidavit in forma pauperis appeals within 10 (instead of 5) days after expiration of term; passed second and third readings.

SB 81 - Driver financial responsibility. Reported favorably as to committee substitute.

SB 85 - Vocational training projects. Reported favorably as to committee substitute.

SB 87 - Charitable trust accounts. Reported favorably as amended.

SB 101 - Auto equipment. Amended to delete the provision that there be not more than 1/4 inch free movement in the front wheels of motor vehicles; postponed to 3/13.

SB 169 - Employment security amendments. Reported favorably as amended.

SB 176 - Capitol elevator amendment. Passed second and third readings.

SB 177 - Liquor, beer, wine referendum. Reported unfavorably.

SB 187 - Supreme court reports. Passed second and third readings.

SB 197 - Official license plates. Re-referred to Finance.

SB 202 - Unemployment compensation definition. Reported favorably.

SB 216 - Turnpikes. Amended (1) to include within the definition of turnpike project any highway, toll road, or toll bridge, including other bridges, tunnels, etc., deemed necessary for the operation of such project; (2) to require that the turnpike authority authorize the establishment of a sufficient number of gasoline stations along the project to permit reasonable competition; (3) to prohibit use of public property except upon approval of SH & PWC and with consent of governor and council of state; (4) to prohibit charge for use of vacated public roads included within a turnpike project; (5) to provide $25,000 for preliminary expenses of the authority; placed on roll call calendar.

SB 251 - Condemning cemeteries. Amended to prevent application to any cemetery to which Article 7, G.S. Chapter 65, relating to cemeteries operated for private gain, applies; passed second and third readings.

SB 276 - Conveyance by devisee. Passed second and third readings.

SB 281 - Rural fire vehicles registration. Passed second and third readings.

SB 284 - Registering old deeds. Amended to prevent application to pending litigation; passed second and third readings.

SB 285 - Instruments for probate. Passed second and third readings.

SB 290 - Size of school sites. Reported favorably.

SB 297 - Vehicle warning devices. Passed second and third readings.

SR 299 - (Senate Resolution) School bus driver allocation. Reported favorably.

SR 334 - (Joint Resolution) Appreciation of Goldsboro visit. Passed three readings.

SR 335 - (Joint Resolution) Appreciation of Camp Lejeune visit. Passed three readings.

HB 24 - "Better Government" Commission. (House committee substitute 2/27). Received from House; sent to Judiciary 2.

HR 55 - (Joint Resolution) Aycock portrait, as amended in House 2/23. Reported favorably.

HB 66 - Assistant to chief justice. Passed second and third readings.

HB 67 - Assignment of judges. Amended to prohibit judges from exchanging assignments except for good cause shown in writing and by reassignment by chief justice; passed second and third readings.

HB 71 - Execution of prisoners. Passed second and third readings.

HB 79 - Special appearances (House committee substitute 2/27). Passed second and third readings.

HB 80 - Misdemeanor limitation statute (House committee substitute 3/5). Received from House; sent to Judiciary 1.

HB 89 - Wrongful death limitation statute. Passed second and third readings.

HB 120 - Illegally obtained evidence (House committee substitute 3/1). Received from House; sent to Courts and Judicial Districts.

HB 214 - Photographic copies as evidence. Amended to authorize Department of Revenue to have its records photographically reproduced and to make such reproduced records admissible in evidence when certified by the department; passed second and third readings.

HB 215 - Acknowledging instruments, as amended in Senate 3/8. Postponed to 3/13.
HB 515 - Youthful offenders camp. Received from House; placed on calendar; passed second and third readings.
HR 572 - (Joint Resolution) Appreciation of Camp Lejeune visit. Received from House; placed on calendar; passed second and third readings.
HR 573 - (Joint Resolution) Appreciation of Goldsboro visit. Received from House; placed on calendar; passed second and third readings.

LOCAL BILLS

SB 203 - (Sampson) Clinton police jurisdiction, as amended in House 2/28. The President appointed Senators Carlyle and Horton as conferees on this bill.
SB 240 - (Durham) Taxicab taxes. Reported favorably.
SB 293 - (Guilford) Changing Greensboro limits. Passed third reading.
SB 298 - (Johnston) Micro school bonds. Reported favorably.
SB 313 - (Guilford) Greensboro school unit. Reported favorably.

HB 18 - (Granville) Public drunkenness. Reported favorably.
HB 31 - (Forsyth) Winston-Salem liquor stores. Received from House; sent to Propositions and Grievances.
HB 129 - (Pamlico) Special taxes. Amended (1) to permit levy of the special taxes only if total county tax rate does not exceed $2.20 on $100 valuation, (2) to make it clear that special taxes authorized are in lieu of those authorized by Ch. 1062, Session Laws, 1945, although taxes authorized under Ch. 1062 prior to June 30, 1951, may still be collected, and (3) to provide that authority granted to levy special taxes shall expire June 30, 1953; passed second reading; postponed to 3/12.
HB 221 - (Guilford) Civilian defense appropriations. Passed third reading.
HB 265 - (Yancey) Board of education. Reported favorably.
HB 291 - (Avery) Elk Park charter. Passed third reading.
HB 303 - (Dare, Moore, and Washington) Manufacturing wine, as amended in House 2/19. Reported favorably.
HB 337 - (Cherokee) Electing Andrews school trustees. Reported favorably.
HB 338 - (Cherokee) Appointing Andrews school trustees. Reported favorably.
HB 345 - (Onslow) Extending Swansboro limits. Passed third reading.
HB 466 - (Henderson) Court clerks fees. Received from House; sent to Judiciary 1.
HB 467 - (Henderson) JP fees. Received from House; sent to Judiciary 1.
HB 473 - (Warren) Landlord-tenant contracts. Received from House; sent to Judiciary 1.
HB 491 - (Burke) Confiscated beer disposal. Received from House; sent to Propositions and Grievances.

BILLS RATIFIED

HB 211 - (Cherokee) Regulating taxicabs.
HB 212 - (Cherokee) Taxicab fares.
HB 222 - (Guilford) Investing unused capital funds.
HB 250 - (Forsyth) Rural Hall sanitary district.
HB 286 - Validating foreclosures.
HB 289 - (Avery) County officials, as amended in House 2/26.
HB 290 - (Avery) Newland elections.
HB 302 - (Bladen) Elizabethtown police jurisdiction, as amended in House 2/26.
HB 326 - (Forsyth) Winston-Salem motor vehicles.
HB 344 - (Onslow) Jurisdiction Holly Ridge police.
HB 348 - (Rockingham) Reidsville employee insurance.
HB 355 - (Carteret) Cherry Point zoning power.
HB 356 - (Montgomery) Municipal police jurisdiction.
HB 365 - (Orange) Register of deeds fees.
HB 379 - (Surry) Process fees.
HB 382 - (Davidson) Lexington construction permit.

HB 404 - (Martin) Jamesville elections.
HB 416 - (Washington) Plymouth elections.
HB 433 - (Chowan) Edenton parking revenues.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, March 10, 1951.

#

BULLETIN NO. 53
Friday, March 9, 1951

Session: House -- 11:30 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HR 572 - (Joint Resolution) Introduced by Hardison

"Expressing appreciation for the hospitality of Major General Ray A. Robinson and his command at Camp Lejeune and to Senators Hicks, Larkins and Rankin and Representatives Hewlett, Ramsay, Stoner, Venters and Whitley for their work in making arrangements for the occasion." [As title indicates.] Passed three readings and sent to Senate.

HR 573 - (Joint Resolution) Introduced by Venters

"In appreciation of the hospitality of the county of Wayne and the city of Goldsboro on the occasion of the barbecue dinner honoring Speaker W. Frank Taylor." [As title indicates.] Passed three readings and sent to Senate.

HB 574 - Introduced by Blackwell

"To amend the Constitution of the State of North Carolina by amending sections 3, 5 and 6 of Article II of the Constitution of the State of North Carolina so as to increase the representation in the General Assembly." [Submits to the voters in 1952 general election proposed amendments to cited sections of the constitution, increasing from 50 to 60 the number of members in the state Senate, and from 120 to 130 the number of members in the House, to be chosen as now provided.] To Constitutional Amendments.

HB 576 - Introduced by Vogler

"To define and regulate the practice of naturopathy." [Creates 5-member Naturopathic Commission to examine, license and regulate those practicing naturopathy, which is defined as a system of physical culture using dietary control and drugless treatment of diseases. Commission composed of naturopathic physicians would be appointed by governor for 3-year staggered terms from group recommended by N. C. Naturopathic Association (vacancies filled by commission election). Requires commission to examine qualified applicants of good character (i.e. high school graduates who have reached 21 and completed 4-year course in approved naturopathic school), and to issue licenses to resident practitioners having 4-year college naturopathy course and who either hold a doctor's degree of naturopathy, or have practiced at least 5 years. Reciprocity licenses may be issued to licensed practitioners of states extending like provision to N. C. licensees if educational qualifications are equal to those required in N. C. License must be registered with CSC of county of residence. Licenses may, after notice and public hearing, be denied or revoked for causes set out in act, and appeal to superior court for trial de novo lies from any such action by the commission. Licenses must be renewed yearly for $25 fee, and practice without a license is made misdemeanor. Commissioners receive $10 per day, actual expenses up to $10 per day, and necessary transportation, all expenses paid from fees, with balance going to general fund. Naturopathic physicians would be subject to all federal state and municipal health regulations.] To Public Health.

HB 577 - Introduced by Greene and others

"To provide for the better control of the sale, manufacture, transportation, and possession of intoxicating liquors in this state." [Effective July 1, 1951, repeals G.S. 18-45(o), which directs county ABC boards to spend 5-10% of profits from ABC stores on liquor law enforcement, and amends G.S. 18-39 to authorize the

State ABC Board to establish an alcoholic control department with a chief and at least 100 alcoholic control officers. Board is to fix compensation with approval of governor. Officers appointed are given full power of peace officers for service of any process issuing from any court having criminal jurisdiction plus authority to arrest without warrant persons violating liquor laws in their presence, irrespective of county lines. Directs county ABC boards to pay 10% of profits from ABC stores to state quarterly for exclusive use of alcoholic control department.] To Judiciary 2.

HB 578 - Introduced by Pou
"To amend Chapter 87 of the General Statutes relating to general contractors." [Amends G.S. 87-4 to delete provision limiting annual salary of secretary-treasurer of licensing board for contractors to $4,800.] To Judiciary 1.

HB 579 - Introduced by Woolard
"To compensate R. G. Coburn of Jamesville, North Carolina for damages sustained in a school bus accident on February 1, 1951." [Authorizes State Board of Education to investigate the claim and on proper finding to pay claimant up to $97.13.] To Appropriations.

HB 580 - Introduced by Woolard
"To compensate Jack Taylor of Columbia, North Carolina, for damages sustained in a school bus accident on January 30, 1951." [Authorizes State Board of Education to investigate claim and on proper finding to pay claimant up to $61.57.] To Appropriations.

HB 583 - Introduced by Williams
"To amend G.S. 33-23 authorizing guardians to cultivate lands of wards." [Effective July 1, 1951, amends cited section to permit a person who stands in loco parentis to a child or who is a member of the child's family with whom the child resides to cultivate lands owned by the child when he qualifies as the child's guardian.] To Judiciary 1.

HB 588 - Introduced by Maddrey and Woodard
"To authorize the State Department of Agriculture to acquire, establish and operate a peanut test farm in northeastern North Carolina, and to make an appropriation therefor." [As title indicates. Appropriates $45,000 for purchase of land for farm, and for operation $32,945 for 1st year and $22,245 for 2nd year of 1951-53 biennium.] To Agriculture.

HB 589 - Introduced by Etheridge
"To amend section 105-302 of the General Statutes relative to the taxable situs of certain tangible personal property." [Amends cited section to require that household and kitchen furniture and other tangible personal property kept or used in any temporary residence owned or leased by the owner or in rental property shall be listed in the county where the residence or rental property is located. Effective January 1, 1952.] To Judiciary 1.

HB 591 - Introduced by Venters
"Fixing the fees for impounding livestock running at large." [Amends G.S. 68-24, which permits a person to impound livestock running at large in a district where the stock law is in force, to raise the fees the owner must pay to secure animal's release to $1 plus 50¢ for each day impounded, instead of 50¢ and 25¢ respectively.] To Agriculture.

HB 592 - Introduced by Spruill
"To amend section 122-84 of the General Statutes to provide for the detention and treatment of mentally dangerous persons who have been charged with crime." [Identical with SB 309, digested in the Senate section of Bulletin No. 52, March 8, 1951.] To Mental Institutions.

HB 593 - Introduced by Spruill

"To amend Chapter 130 of the General Statutes by adding therein a new section to provide for operative permission when no responsible relative or guardian can be found." [Identical with SB 310, digested in the Senate section of Bulletin No. 52, March 8, 1951.] To Mental Institutions.

HB 594 - Introduced by Page

"For the relief of George M. Coats, of Johnston County, on account of damage resulting from an injury received from being struck by a motor vehicle being towed by one driven by a state highway patrolman." [Citing facts of collision, authorizes Department of Motor Vehicles to investigate claim and, upon proof that accident resulted from negligent operation of vehicle by patrolman and without contributory negligence by Coats, to pay Coats up to $10,000.] To Appropriations.

HB 596 - Introduced by Long

"To amend G.S. 28-120 so as to increase the amount which an executor or administrator may spend for a gravestone." [Amends cited section (1) to require CSC's approval of tombstone costing more than $400 (present law: $100), and (2) to provide that where the net estate is in excess of $25,000 (present law: $15,000) the representative may spend up to $800 (present law: $500) without CSC's approval.] To Judiciary 1.

HB 600 - Introduced by Womble

"Amending section 90-157 relating to chiropractors reporting and certifying deaths and all matters pertaining to public health." [Makes chiropractors subject to state and municipal regulations regarding the reporting and certifying of deaths and all matters pertaining to public health, and requires officials and agencies to which their reports are submitted to accept them.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- HOUSE

HB 575 - (Forsyth) Introduced by Blackwell, Gobble, and King

"To create a bird sanctuary within the community of Rural Hall in Forsyth County." [Creates territory in 1/2 mile radius of Moravian Church in Rural Hall community a bird sanctuary, within which it shall be a misdemeanor punishable by up to $50 fine or 30 days imprisonment to kill any birds except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, and starlings.] To Wildlife Resources.

HB 581 - (Cleveland) Introduced by Falls by request

"Fixing discounts for prepayment of taxes in Cleveland County and the city of Shelby." [Amends G.S. 105-345 to set following discounts for prepayment of county and city taxes: 2% if paid before or during August; 1% if paid during September; 1/2% if paid during October; at par if paid during November, December, or January.] To Finance.

HB 582 - (Cleveland) Introduced by Falls by request

"To make it unlawful to kill any red fox in Cleveland County." [As title indicates; violation is misdemeanor punishable by up to $50 fine or 30 days imprisonment.] To Wildlife Resources.

HB 584 - (Nash) Introduced by Williams

"To authorize the board of county commissioners of Nash County to levy a special tax for the support of the county poor." [Amends G.S. 153-152 to make section, which permits commissioners to levy special tax of 5¢ on $100 valuation for support of the county poor, applicable to Nash County.] To Finance.

HB 585 - (Nash) Introduced by Williams

"To provide for the compensation of precinct election officials in Nash County." [Authorizes county commissioners to pay precinct election officials up to $8 per day.] To Elections and Election Laws.

HB 586 - (Nash) Introduced by Williams

"To authorize the establishment of a domestic relations court at the county seat of Nash County." [Permits establishment of such a court in Nashville by providing that population requirements of G.S. 7-101 are not to apply in Nash County.] To Courts and Judicial Districts.

HB 587 - (Hyde) Introduced by Swindell

"To provide for a six per cent commission on all taxes collected by the sheriff of Hyde County." [Effective July 1, 1951, provides that Hyde County sheriff shall receive a 6% commission on all county taxes collected on or after July 1, 1951, in lieu of the commissions allowed by G.S. 105-424. Commission provided is in addition to sheriff's compensation for attending superior and recorder courts and any other compensation to which he is now entitled.] To Finance.

HB 590 - (Richmond) Introduced by Pittman

"To require certain officials of Richmond County to file with the board of county commissioners an itemized statement of receipts and disbursements in their respective offices." [Requires that CSC, register of deeds, and sheriff of Richmond County file with county commissioners by March 15, 1951, and annually thereafter, an itemized statement of receipts and disbursements in their respective offices. The statements shall become public records open to inspection during office hours of clerk to county commissioners. Each officer must furnish accompanying statement of expenses of operation of his office during the preceding period.] To Counties, Cities, and Towns.

HB 595 - (Caswell) Introduced by Warren

"To authorize the board of education of Caswell County to transfer certain funds from its debt service account to its capital outlay account." [Authorizes board of education to transfer $5,000 in surplus funds now in debt service account to capital outlay account for use in construction of school buildings now under contract.] To Education.

HB 597 - (Mecklenburg) Introduced by Lassiter, O'Herron, Henderson, and Vogler

"To amend Chapter 366 of the Public-Local Laws of 1939, the same being the charter of the city of Charlotte." [Amends section 29 of cited chapter to increase the annual salary of the mayor of Charlotte from $1,200 to $2,400 and the annual salary of each councilman from $200 to $600.] To Counties, Cities, and Towns.

HB 598 - (Mecklenburg) Introduced by Lassiter, O'Herron, Henderson, and Vogler

"To amend section 2 of Chapter 439 of the Public-Local Laws of 1913, relating to the auditor of Mecklenburg County and his duties as clerk of the board of commissioners." [Adds paragraph to cited section to confer upon county auditor the power and duty to perform the duties of the register of deeds as ex officio clerk of the board of county commissioners. Confirms acts previously performed by auditor as clerk of said board.] To Counties, Cities, and Towns.

HB 599 - (Mecklenburg) Introduced by Lassiter, Henderson, O'Herron, and Vogler

"Relating to the revaluation and reassessment of real property for taxation in Mecklenburg County." [Requires county commissioners to postpone real property revaluation for 1951 and authorizes them to revalue either in 1952 or 1953.] To Finance.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 106 - Uniform support act (Senate committee substitute 2/23), as amended in Senate 2/26. Postponed to 3/12.
SB 120 - State-municipal road maintenance, as amended in Senate 2/7 and 2/14. Amended (1) to define a street as any municipally-maintained public road with average width of at least 16 feet; (2) to permit State Highway Commission to require engineer's certificate from each municipality of its total street mileage; (3) to permit municipalities sharing in Fund to contract with Highway Commission or with private contractor under general law procedure for street construction and maintenance, or to undertake work with own force. Passed second reading.
SB 144 - Historical marker fund. Reported favorably; re-referred to Appropriations.
SB 162 - Transporting patrolman property. Reported favorably.
SB 230 - Tobacco trades board membership. Received from Senate; sent to Agriculture.
SB 282 - Indigent care in private hospitals. Received from Senate; sent to Health.
SR 334 - (Joint Resolution) Appreciation of Goldsboro visit. Received from Senate; passed second and third readings.
SR 335 - (Joint Resolution) Appreciation of Camp Lejeune trip. Recived from Senate; passed second and third readings.

HB 77 - Court records inspection. Removed from unfavorable calendar; re-referred to Judiciary 1.
HB 115 - Traffic costs commission. Reported favorably.
HB 124 - In-lieu tax on state forests. Reported favorably as amended.
HB 196 - Driver hand signals. Reported favorably.
HB 241 - Right-hand drive car signals. Reported favorably.
HB 248 - Repairing public records (House committee substitute 3/6). Passed second and third readings.
HB 273 - State retirement before 60. Postponed to 3/13.
HB 274 - State and local employees security. Postponed to 3/13.
HB 369 - Rural fire protection districts. Reported favorably as amended.
HB 426 - Embalmer license requirements. Passed third reading.
HB 475 - Defining motor vehicle owner. Reported favorably.
HB 484 - Selling inspection lane equipment. Reported favorably.
HB 493 - Accident reports for veterans agencies. Reported favorably.
HB 510 - Auto governors for speeders. Reported unfavorably.
HR 518 - (Joint Resolution) Requesting Kill Devil airport. Reported favorably.
HB 540 - Truck speeds. Reported favorably.
HB 570 - Designating truck routes. Reported favorably.
HR 572 - (Joint Resolution) Appreciation of Camp Lejeune visit. Passed three readings
HR 573 - (Joint Resolution) Appreciation of Goldsboro visit. Passed three readings.

LOCAL BILLS

SB 172 - (Harnett) Dunn bird sanctuary. Passed second and third readings.
SB 173 - (Harnett) Farm products tax exemption. Received from Senate; sent to Finance.
SB 178 - (Durham and Wake) Durham county boundary. Reported unfavorably.
SB 193 - (Wake) Unpaid witness fees. Withdrawn from Finance; re-referred to Judiciary 1.
SB 203 - (Sampson) Clinton police jurisdiction, as amended in House 2/28. Upon request of the Senate for conference, the Speaker appointed the following conferees: Representatives Uzzell, Tew, and Fisher of Transylvania.
SB 222 - (Macon) Jailer fees. Passed second and third readings.
SB 224 - (Granville) Mayor court costs. Passed second reading.

SB 235 - (Halifax) Roanoke Rapids city manager election. Passed second reading.
SB 242 - (Brunswick) Southport elections. Passed second and third readings.
SB 245 - (Iredell) Extending Statesville zoning. Passed second and third readings.
SB 249 - (Franklin) Officials salaries. Passed second and third readings.
SB 256 - (Richmond) Rockingham elections. Passed second and third readings.
SB 261 - (Haywood) Refunding court costs. Passed second and third readings.
SB 263 - (Pitt) Extending Farmville zoning. Received from Senate; sent to Judiciary 2.
SB 264 - (Pitt) Farmville police jurisdiction. Received from Senate; sent to Judiciary 2.
SB 265 - (Richmond) Hamlet recorder court. Received from Senate; sent to Courts and Judicial Districts.
SB 271 - (Richmond) Office expense of clerk. Received from Senate; sent to Counties, Cities, and Towns.
SB 275 - (Cabarrus) Tax discounts. Received from Senate; sent to Finance.
SB 277 - (Robeson) Lumberton police jurisdiction. Received from Senate; sent to Judiciary 2.
SB 278 - (Rowan) Spencer mayor and alderman terms. Received from Senate; sent to Counties, Cities, and Towns.
SB 286 - (Chatham) County commissioners election. Received from Senate; sent to Counties, Cities, and Towns.
SB 287 - (Wake) Cary recorder court. Received from Senate; sent to Courts and Judicial Districts.
SB 294 - (Guilford) School construction payment. Received from Senate; sent to Education.

HB 260 - (Wayne) Mount Olive corporate limits, as amended in House 3/8. Passed second reading.
HB 270 - (Richmond) Rockingham bird sanctuary. Passed second and third readings.
HB 314 - (Washington) Recorder court jury trial. Passed second and third readings.
HB 318 - (Madison) Creating jury commission. Passed second and third readings.
HB 328 - (Caswell) Regulating professional bondsmen. Passed second reading.
HB 335 - (Iredell) Mooresville extra-territorial zoning. Passed second and third readings.
HB 388 - (Craven) New Bern bird sanctuary. Passed second and third readings.
HB 405 - (Richmond) Hamlet bird sanctuary. Passed second and third readings.
HB 408 - (Orange) Chapel Hill zoning. Passed second and third readings.
HB 409 - (Orange) Chapel Hill bird sanctuary. Passed second and third readings.
HB 441 - (Cleveland) Electing county commissioners. Reported favorably.
HB 444 - (Dare) Regulating beach traffic. Reported favorably.
HB 449 - (Perquimans) Hertford parking revenues. Passed second and third readings.
HB 452 - (Lee) Advertising Sanford. Passed second and third readings.
HB 465 - (Henderson) Hospital tax. Reported favorably.
HB 471 - (Orange) Chapel Hill assistant tax collector. Reported favorably 3/8; passed second and third readings.
HB 474 - (Warren) Barring tax liens. Reported favorably.
HB 485 - (Guilford) Property revaluation. Reported favorably.
HB 489 - (Moore) Nominating Southern Pines officials. Passed second and third readings.
HB 498 - (Alamance) Special taxes. Reported favorably.
HB 499 - (Alamance) Disposition of delinquent taxes. Reported favorably.
HB 516 - (Hertford) Repealing bond vote requirement. Reported favorably.
HB 521 - (Polk) Jailer fees. Passed second and third readings.
HB 529 - (Guilford) Health certificate destruction. Passed second and third readings.
HB 530 - (Robeson) Red Springs commissioners. Passed second and third readings.
HB 536 - (Camden) County commissioners pay. Passed second and third readings.
HB 543 - (Nash) Spring Hope officials. Passed second and third readings.

Next session of House: For consideration of local bills only, 10:00 a.m., Saturday, March 10, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 54
Saturday, March 10, 1951

Session: Senate -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

None.

SENATE CALENDAR ACTION

PUBLIC BILLS

HB 81 - Bystander exclusion, as amended in House 3/8. Received from House; sent to Judiciary 1.
HB 248 - Repairing public records (House committee substitute 3/6). Received from House; sent to Judiciary 2.
HB 426 - Embalmer license requirements. Received from House; sent to Judiciary 1.

LOCAL BILLS

HB 270 - (Richmond) Rockingham bird sanctuary. Received from House; sent to Wildlife
HB 314 - (Washington) Recorder court jury trial. Received from House; sent to Courts and Judicial Districts.
HB 318 - (Madison) Creating jury commission. Received from House; sent to Courts and Judicial Districts.
HB 335 - (Iredell) Mooresville extra-territorial zoning. Received from House; sent to Counties, Cities, and Towns.
HB 388 - (Craven) New Bern bird sanctuary. Received from House; sent to Wildlife.
HB 405 - (Richmond) Hamlet bird sanctuary. Received from House; sent to Wildlife.
HB 408 - (Orange) Chapel Hill zoning. Received from House; sent to Counties, Cities, and Towns.
HB 409 - (Orange) Chapel Hill bird sanctuary. Received from House; sent to Wildlife.
HB 449 - (Perquimans) Hertford parking revenue. Received from House; sent to Counties, Cities, and Towns.
HB 452 - (Lee) Advertising Sanford. Received from House; sent to Counties, Cities, and Towns.
HB 471 - (Orange) Chapel Hill assistant tax collector. Received from House; sent to Counties, Cities, and Towns.
HB 489 - (Moore) Nominating Southern Pines officials. Received from House; sent to Counties, Cities, and Towns.
HB 521 - (Polk) Jailer fees. Received from House; sent to Salaries and Fees.
HB 529 - (Guilford) Health certificate destruction. Received from House; sent to Judiciary 1.
HB 530 - (Robeson) Red Springs commissioners. Received from House; sent to Counties, Cities, and Towns.

HB 536 - (Camden) County commissioners pay. Received from House; sent to Salaries and Fees.
HB 543 - (Nash) Spring Hope officials. Received from House; sent to Counties, Cities, and Towns.

Next session of Senate: 8:00 p.m., Monday, March 12, 1951.

#

BULLETIN NO. 54
Saturday, March 10, 1951

Session: House -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

HB 601 - (Gaston) Introduced by Dellinger
"To regulate the fees of justices of the peace in Gaston County." [Effective July 1, 1951, sets new fee schedule for justices of peace in Gaston County.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 176 - Capitol elevator amendment. Received from Senate; sent to Appropriations.
SB 187 - Supreme court reports. Received from Senate; sent to Judiciary 2.
SB 276 - Conveyance by devisee. Received from Senate; sent to Judiciary 1.
SB 281 - Rural fire vehicles registration. Received from Senate; sent to Judiciary 1.
SB 285 - Instruments for probate. Received from Senate; sent to Judiciary 1.

LOCAL BILLS

SB 293 - (Guilford) Changing Greensboro limits. Received from Senate; sent to Counties, Cities, and Towns.

Next session of House; 8:00 p.m., Monday, March 12, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 **111 West Morgan St., Raleigh, N. C.** **Telephone 4-2184**

BULLETIN NO. 55
Monday, March 12, 1951

Session: Senate -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 336 - Introduced by Copeland, Winslow, and Burgwyn

"To authorize the State Department of Agriculture to acquire, establish and operate a peanut test farm in northeastern North Carolina, and to make an appropriation therefor." [Identical with HB 588 digested in the House section of Bulletin No. 53, March 9, 1951.] To Agriculture.

SB 338 - Introduced by Poole

"To prevent the registration of motor vehicles which do not meet the requirements of Chapter 20 of the General Statutes." [Effective July 1, 1951, provides that the Department of Motor Vehicles shall not register or issue registration plates for any passenger car or pick-up truck of less than 1 ton capacity unless the registration application is accompanied by a certificate issued within the preceding 12 months by a state highway patrolman, county or city peace officer, or a garage operator authorized to sell new cars, to the effect that the officer or garage operator has examined the vehicle, including a check of the engine number, make, and model as set out in the certificate, and that the vehicle appears to meet the requirements of G.S. Ch. 20 (which includes certain mechanical equipment regulations) To Public Roads.

SR 339 - (Joint Resolution) Introduced by Larkins, Hicks, and Rankin

"Fixing a time and place for a session of the General Assembly in New Bern, North Carolina." [Identical with HR 602 digested in the House section of today's bulletin.] Passed three readings and sent to the House.

SB 340 - Introduced by Larkins, Whitley, Talton, and Hicks

"To authorize a loan to the Atlantic and North Carolina Railroad Company, if found necessary by the Governor and Council of State, for part payment of the cost of rehabilitation of the roadbed, track and structures and other properties of the said railroad and for the acquisition of one or more diesel-electric locomotives." [Citing roadbed, track, and equipment needs of the Atlantic and North Carolina Railroad Co., empowers governor and Council of State to make necessary loans not exceeding $500,000 from General Fund to the railroad company to be repaid from additional payments made by the operating lessee, Atlantic and East Carolina Railroad Co. Loans are to be evidenced by notes or bonds payable at rate of interest and on terms decided by Governor and Council of State. Payments on bonds or notes to be held by state treasurer are to be credited to General Fund. Bonds or notes may be acquired as state Sinking Fund investments (G.S. 142-34); if so acquired, proceeds are to be credited to General Fund. If loan is repaid out of increased rents agreed to by lessee railroad, such additional rents are to be deducted from operating revenues in determining the net taxable income of the lessee railroad.] To Finance.

LOCAL BILLS INTRODUCED -- SENATE

SB 337 - (Rockingham) Introduced by Price
"To fix certain fees to be collected by the register of deeds in Rockingham County." [Fixes register of deeds' fees at amounts indicated for registering the following instruments: (1) deeds, $1.50 for first 300 words and 15¢ for each additional 100 words; (2) conditional sales agreements, $1.25 for first 300 words and 15¢ for each additional 100 words; and (3) chattel mortgages, 80¢ for first 300 words and 15¢ for each additional 100 words.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 36 - Beer salesmen permits. Amended to provide that permit holders cited for violation by the State ABC Board shall have the right to a hearing as provided by law in G.S. 18-137; passed second and third readings.

SB 42 - Regulating sale of lye. Committee substitute adopted making it a misdemeanor to sell, offer, or expose for sale plain sodium hydroxide or concentrated lye in any form or solution containing more than 10% of this chemical so that when diluted with water it will make a solution of the appearance of milk. Does not apply to schools, scientific laboratories, or commercial or industrial users not offering concentrated lye for sale and does not apply to sale of sodium hydroxide, concentrated lye, or any product containing more than 10% of this chemical in sealed containers of not less than 10 pounds net weight. Postponed to 3/13.

SB 81 - Driver financial responsibility. Committee substitute adopted; rewrites bill in order to amend and add to present Article 9 of G.S. Ch. 20 rather than entirely rewriting that article; provides for hearing before judge in term or in chambers on appeal from commissioner's order suspending or revoking driver's license or registration, requiring security, or requiring proof of financial responsibility; permits judge to reduce amount of security or stay requirement of security and suspension of license until civil liability is established; limits amount of security which can be required to the acceptable limits of liability insurance authorized to be given as proof of financial responsibility; removes provision requiring commissioner to suspend registration of motor vehicles for failure to deposit security; deletes from original bill art. 1 containing definitions, art. 4 relating to proof of financial responsibility for the future, art. 5 setting penalties for violations of act, and art. 6 containing general provisions; postponed to 3/13.

SB 85 - Vocational training projects. Committee substitute adopted to make it clear that only local tax or other local funds may be used for vocational training projects; to limit the cost of materials for any one project to $7,000 and to provide that only one project may be undertaken in each school year; to permit sale of completed buildings only upon finding that they are not needed for public purposes; and to provide that 5-man advisory committee shall be appointed by governing board of administrative unit, rather than school superintendent, without restrictions on membership; passed second and third readings.

SB 87 - Charitable trust accounts. Amended to require charitable trusts to file accounts upon written requests of interested citizens when in opinion of CSC such request is bona fide and in public interest; passed second and third readings.

SB 169 - Employment security amendments. Postponed to 3/13.

SB 202 - Unemployment compensation definitions. Postponed to 3/13.

SB 216 - Turnpikes, as amended in Senate 3/9. Postponed to 3/15.

SB 290 - Size of school sites. Passed second and third readings.
SR 299 - (Senate Resolution) School bus driver allocation. Passed second and third readings.
SR 339 - (Joint Resolution) New Bern session. Passed three readings.

HR 55 - (Joint Resolution) Aycock portrait, as amended in House 2/23. Passed second and third readings.
HR 602 - (Joint Resolution) New Bern session. Received from House; placed on calendar; passed second and third readings.

LOCAL BILLS

SB 240 - (Durham) Taxicab taxes. Passed second and third readings.
SB 298 - (Johnston) Micro school bonds. Passed second reading.
SB 313 - (Guilford) Greensboro school unit. Passed second and third readings.

HB 18 - (Granville) Public drunkenness. Passed second and third readings.
HB 129 - (Pamlico) Special taxes, as amended in Senate 3/9. Passed third reading.
HB 265 - (Yancey) Board of Education. Passed second and third readings.
HB 303 - (Dare, Moore, and Washington) Manufacturing wine, as amended in House 2/19. Passed second and third readings.
HB 337 - (Cherokee) Electing Andrews school trustees. Passed second and third readings.
HB 338 - (Cherokee) Appointing Andrews school trustees. Passed second and third readings.
HB 388 - (Craven) New Bern bird sanctuary. Withdrawn from Wildlife; placed on calendar; postponed to 3/14.

Next session of Senate: 12:00 noon, Tuesday, March 13, 1951.

#

BULLETIN NO. 55
Monday, March 12, 1951

Session: House -- 8:00 p.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HR 602 - (Joint Resolution) Introduced by Hardison

"Fixing a time and place for a session of the General Assembly in New Bern, North Carolina." [Provides that regular session of Wednesday, March 14, 1951 be held in city of New Bern.] Passed three readings and sent to Senate.

HB 603 - Introduced by Lassiter and Ramsay

"To rewrite Article 4A of Chapter 95 of the General Statutes relating to the voluntary arbitration of labor disputes." [Effective July 1, 1951. Rewrites cited article which establishes arbitration service, retaining present provision on establishment and staffing of arbitration service. Continues commissioner's power to make rules governing arbitration proceedings but makes them inapplicable where inconsistent with arbitration agreement of parties. Continues commissioner's duty to maintain list of qualified persons for appointment as arbitrators. If parties agree to arbitrate, the article, instead of setting out method of appointing arbitrators, would permit parties to determine method by agreement, but in absence of such determination, dispute must be heard by single arbitrator chosen as commissioner directs. Makes no reference to prior attempts at settlement by conciliation or mediation as in present law. Arbitrators have powers and duties voluntarily agreed on by parties. Completely rewrites arbitration procedure to provide that written statement of issues be submitted to arbitrators who determine the matter by majority vote or by decision of impartial chairman if majority vote is unobtainable, and to be enforceable, award must be reached in 60 days. Parties may agree on variance of procedure. Written agreements to arbitrate are enforceable and irrevocable (1) where there is agreement to submit existing dispute to arbitration and (2) where there is an arbitration provision in collective bargaining agreement or other contract concerning future disputes, and awards made pursuant thereto are final and binding on the parties. If disputes which are referable to arbitration under agreement described in the article are brought to a court, the court must, on motion made before answer or demurrer, stay action pending arbitration award. Application to stay arbitration on grounds of no agreement may be made to a court within 10 days; otherwise, arbitrability can be raised only before arbitrator or in proceedings subsequent to award.] To Judiciary 1.

HB 606 - Introduced by Uzzell

"To terminate the Board of World War Veterans Loan Advisers and to discontinue administration of the World War Veterans Loan Acts of 1925, 1927, and 1929." [Citing fact that by June 30, 1951, named acts will be fully administered, bonds issued thereunder will be fully paid, and all administrative duties in connection with the loan fund will be performed, directs the board of advisers to complete all duties imposed upon them by June 30, 1951, and terminates all of their duties as of that date. Repeals G.S. Ch. 143, art. 4, as of July 1, 1951.] To Judiciary 2.

LOCAL BILLS INTRODUCED -- HOUSE

HB 604 - (Cleveland) Introduced by Falls by request

"To provide compensation for registrars and judges of elections in the city of Shelby, North Carolina." [Effective as of March 3, 1951, provides that judges of elections and assistants shall receive $8 per day for their services on election day, registrars shall receive $8 per day for each Saturday spent registering voters and $10 on election day. Provides similar compensation for persons sworn to act as registrar or election judge in place of regular registrar or judge.] To Elections and Election Laws.

HB 605 - (Rowan) Introduced by Ramsay and Uzzell
"Permitting the city of Salisbury to convey certain land to Rowan County." [Authorizes city of Salisbury to convey to Rowan County without consideration certain described land for use as a site for a public health center.] To Counties, Cities, and Towns.

HB 607 - (Yancey) Introduced by Atkins
"To fix the compensation of the chairman and members of the board of commissioners of Yancey County." [Effective July 1, 1951, sets compensation of chairman and members of board of county commissioners at $25 per month. Provides that no payment is to be made in advance of services rendered.] To Salaries and Fees.

HB 608 - (Cherokee) Introduced by Duncan
"To authorize the governing authority of Cherokee County to expend certain non-tax funds granted to said county by the federal government, federal agencies and corporations for purposes of health, law enforcement, upkeep of county buildings, care of indigents and other public purposes." [Authorizes county commissioners to spend up to $30,000 of money previously paid to county by federal agencies, including TVA, for following purposes declared public: (1) parks and recreational facilities; (2) fire protection to extent counties have power; (3) care of indigents; (4) drainage; (5) survey of sites for buildings where many "persons or employees will be concentrated together," for acquisition of such sites, and for water and sewerage facilities to sites; (6) upkeep of jail and courthouse; (7) rabies control; (8) law enforcement; (9) extradition costs. Ratifies expenditures for such purposes heretofore made from these funds.] To Counties, Cities, and Towns.

HB 609 - (Camden) Introduced by Burgess
"Relating to the salary of the judge of the recorder's court of Camden County." [Effective July 1, 1951, for month of June and thereafter, sets annual salary of recorder's court judge at $1200. Directs collection of $1 additional arrest and jail fee in all criminal cases in recorder's court to be paid to general county fund for law enforcement.] To Salaries and Fees.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 57 - Computing kinship (House committee substitute 3/8). Passed second reading.
SB 58 - Imported property liens, as amended in Senate 2/22. Passed second and third readings.
SB 60 - Mortgage sales, as amended in Senate 2/22. Passed second and third readings.
SB 62 - Civil procedure amendments, as amended in Senate 3/9. Received from Senate; sent to Judiciary 2.
SB 120 - State-municipal road maintenance, as amended in Senate 2/7 and 2/14 and in House 3/9. Passed third reading.
SB 251 - Condemning cemeteries, as amended in Senate 3/9. Received from Senate; sent to Judiciary 2.
SB 284 - Registering old deeds, as amended in Senate 3/9. Received from Senate; sent to Judiciary 1.
SB 297 - Vehicle warning devices. Received from Senate; sent to Judiciary 1.
SR 339 - (Joint Resolution) New Bern session. Received from Senate; postponed indefinitely (identical with HR 602 which passed both houses today).

HB 67 - Assignment of judges, as amended in Senate 3/9. Received from Senate for concurrence in Senate amendment; placed on calendar.
HB 115 - Traffic costs commission. Postponed to 3/13.
HB 124 - In-lieu tax on state forests. Amended (1) to exempt Swain County from provisions of bill and (2) to require agreement with county commissioners of county in which state forest is located as to amount of severance tax and years in which it is to be paid; postponed to 3/13.
HB 196 - Driver hand signals. Amended to correct statutory reference; bill and a proposed amendment postponed to 3/13.
HB 214 - Photographic copies as evidence, as amended in Senate 3/9. Received from Senate for concurrence in Senate amendment; concurred.
HB 241 - Right-hand drive car signals. Passed second and third readings.
HB 369 - Rural fire protection districts. Amended to permit county commissioners to contract with Department of Conservation and Development as well as cities and towns for district fire protection; placed on roll call calendar.
HB 437 - Indecent exposure. Passed second and third readings.
HR 447 - (Joint Resolution) Prison study commission. Passed second and third readings.
HB 475 - Defining motor vehicle owner. Passed second and third readings.
HB 482 - Evidence of car ownership. Re-referred to Judiciary 2.
HB 484 - Selling inspection lane equipment. Passed second and third readings.
HB 493 - Accident reports for veterans agencies. Passed second and third readings.
HB 494 - Caveat to wills. Postponed to 3/13.
HB 506 - Gas truck markings. Postponed to 3/13.
HR 518 - (Joint Resolution) Requesting Kill Devil airport. Passed second and third readings.
HB 534 - Ancillary guardian for non-resident infant. Passed second and third readings.
HB 540 - Truck speeds. Re-referred to Roads.
HB 570 - Designating truck routes. Re-referred to Roads.
HR 602 - (Joint Resolution) New Bern session. Passed three readings.

LOCAL BILLS

SB 224 - (Granville) Mayor court costs. Passed third reading.
SB 235 - (Halifax) Roanoke Rapids city manager election. Passed third reading.

HB 260 - (Wayne) Mount Olive corporate limits, as amended in House 3/8. Passed third reading.
HB 328 - (Caswell) Regulating professional bondsmen. Passed third reading.
HB 441 - (Cleveland) Electing county commissioners. Passed second and third readings.
HB 444 - (Dare) Regulating beach traffic. Passed second and third readings.
HB 465 - (Henderson) Hospital tax. Passed second reading.
HB 474 - (Warren) Barring tax liens. Passed second and third readings.
HB 485 - (Guilford) Property revaluation. Passed second and third readings.
HB 498 - (Alamance) Special taxes. Passed second reading.
HB 499 - (Alamance) Disposition of delinquent taxes. Passed second and third readings.
HB 516 - (Hertford) Repealing bond vote requirement. Passed second and third readings.

Next session of House: 12:00 noon, Tuesday, March 13, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 56
Tuesday, March 13, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SB 344 - Introduced by Hicks

"Relating to safety on the public highways of the state." [Directs sheriffs deputy sheriffs, police officers, and constables to enforce within their respective jurisdictions all laws relating to the operation of motor vehicles with defective or unlawful equipment and in such state of repair as to be unsafe for operation on the public highways. Named officers are to stop and inspect any motor vehicle which appears to the officer to be in a dangerously defective condition or to be illegally or inadequately equipped. If the officer determines vehicle is unsafe for operation, he must order operator to remove it from the highway by the shortest practicable route to the nearest available garage or repair shop. Officer retains custody of the vehicle until repairs are made, and he must certify in writing that repairs have been effected before further operation of the vehicle on the highway. Owner may appeal to superior court from finding by officer that a certificate should not be issued. Refusal to comply with orders issued pursuant to above provisions constitutes a misdemeanor punishable by fine and/or imprisonment.] To Public Roads.

SB 346 - Introduced by Carlyle

"To enable state employees to participate voluntarily in the U. S. Treasury' payroll savings plan for the purchase of U. S. Savings Bonds on a systematic partial payment basis." [Authorizes governor, with approval of council of state, to permit any department, institution, or agency of the state to establish a voluntary payroll deduction plan for purchase of U. S. Savings Bonds by state employees and to set up necessary administrative machinery. Expenses are to be allotted out of Contingency and Emergency Fund. Authorizes agencies to deduct the sum employee desires weekly or monthly and to accumulate the deductions until amount is sufficient to purchase a bond. Provides employee may cancel allottment by giving written notice by the 15th day of the month in which termination is to occur and allows the agency to cancel upon giving 10 days' written notice to the employee. Upon termination, agency is authorized to refund amounts held for the employee.] To Finance.

SB 348 - Introduced by Carlyle

"To amend G.S. 35-2 relating to the appointment, powers and duties of a guardian or trustee for an incompetent." [Strikes provision in cited section that trustee for persons incompetent to handle own affairs because of old age or disease shall be subject to laws concerning control of estates by guardians, and substitutes provision that trustee is to be vested with powers of guardian and is to be subject to laws governing administration of estates of minors and incompetents.] To Judiciary 1.

SB 354 - Introduced by Frink and others

"Relating to the distribution and descent of nonresident intestates." [Adds G.S. 28-149.1 to provide that personal property in jurisdiction of state courts but belonging to nonresidents who die intestate shall be distributed in accordance with

N. C. laws. Adds G.S. 29-2 to provide that N. C. real property owned by a nonresident who dies intestate shall descend in accordance with N. C. laws. Effective July 1, 1951.] To Judiciary 1.

SB 355 - Introduced by Frink

"Authorizing the city of Southport and the county of Brunswick to establish a port commission for the said city and county, to prescribe the duties of the said commission and to authorize the said city and county to cooperate with the said commission in carrying out the purposes and intentions of this act." [Creates Port Commission to be composed of 5 county residents appointed by city aldermen and county commissioners in joint session for 4-year staggered terms. Commission is to meet monthly, elect a chairman and secretary, receive actual expenses for duties performed, hire a salaried treasurer bonded at Commission expenses, and a harbor master by June 1, 1951, subject to removal on 10 days notice and at pay and with duties as defined by Commission. Empowers Commission, among other things, to (1) acquire, construct, and operate a port terminal in the county for loading and unloading of vessels and to charge and collect reasonable fees for use of terminal and other services; (2) exercise right of eminent domain under provisions of G.S. Ch. 40, Article 2; (3) name or approve stevedoring and towing companies to operate at port under rules and at fees fixed by Commission or to perform stevedoring and towing business in own name; (4) exercise complete control over port area as defined in bill; and (5) raise funds by sale of bonds payable in up to 50 years and bearing annual or semi-annual interest of up to 6% as determined by Commission. Bonds may be sold to Reconstruction Finance Corporation or other governmental agency at par through private sale; otherwise sale is to be made under provisions of Municipal Finance Act. Bonds and interest thereon are exempt from state and local taxes. Bond resolution may contain provisions (1) pledging terminal revenues for bond payment, (2) setting fees for use of terminal services, (3) setting aside reserves (4) limiting application of bond proceeds and issuance of additional bonds, and (5) setting forth procedure by which bondholders' contract may be amended. Port revenues are to be applied to port expenditures with balance to go to sinking fund for payment of bonds. After bonds are paid up, profits less depreciation reserve equal to 4% of annual reproduction cost are to be divided equally between city and county. If revenues are insufficient for expenditures and bond payments, Commission is to certify anticipated deficiency to aldermen and county commissioners who are to levy special tax of up to 10¢ on $1.00 valuation to meet deficiency, if approved by qualified voters of city and county in election held under regulations for election of city and county officials after a new registration. (Bill is not clear as to whether city and county hold separate elections and impose separate taxes if voters favor tax.) If tax is approved, it may be levied for up to 30 years; if not approved, aldermen and county commissioners may call a new election at any time. Provides that Commission indebtedness is not to be counted in determining either city or county indebtedness. Requires Commission to file annual report with city and county governing bodies. Declares state policy that Southport is a necessary port and that through water and rail rates to the port should be established. Exempts Commission, as essential governmental function, from payment of taxes on its property.] To Judiciary 1.

LOCAL BILLS INTRODUCED -- SENATE

SB 341 - (Haywood) Introduced by Medford

"Creating the officies of two salaried deputy sheriffs for Haywood County." [Effective April 1, 1951, authorizes sheriff to appoint a chief deputy to be paid $150 monthly in salary, $50 monthly as car allowance, and fees provided by law, and a second deputy to be paid $125 monthly in salary, $40 monthly as car allowance, and fees provided by law. Powers of second deputy are county wide, but he is to concentrate his efforts in Clyde, Beaverdam, and Pigeon townships.] To Counties, Cities, and Towns.

SB 342 - (Haywood) Introduced by Medford

"Fixing the salaries of certain officials of Haywood County." [Effective April 1, 1951, sets salary of chairman of county commissioners for his services as chairman and as county manager at $3,600 annually in lieu of all other compensation. Sets salary of county tax collector at $3,600 annually and salary of county commissioners other than chairman at $900 annually. After Aoril 1, 1951, commissioners are to receive no compensation for sitting as members of board of equalization and review.] To Counties, Cities, and Towns.

SB 343 - (Mitchell) Introduced by Banks

"To fix salaries of officers of Mitchell County." [Sets following schedule of monthly salaries: sheriff, $350 plus fees as now provided; chief deputy sheriff, $150 plus fees as now provided; register of deeds, $300 in lieu of fees all of which must be reported monthly to county treasurer; clerk of superior court, $150 as clerk and $25 as juvenile judge plus fees as now provided; county accountant, $300; and clerk to county accountant, not to exceed $150. Repeals Ch. 495, sec. 3, Session Laws of 1947, which provided for compensation of CSC.] To Salaries and Fees.

SB 345 - (Watauga) Introduced by Price by request

"To extend the time for making the quadrennial revaluation and reassessment of real property in Watauga County." [Postpones quadrennial revaluation of real property for ad valorem tax purposes until 1953.] To Finance.

SB 347 - (Forsyth) Introduced by Carlyle

"To amend Chapter 81 of the 1947 Session Laws relating to meetings of the board of commissioners for the county of Forsyth in order to increase the compensation of the members of the board of commissioners." [Effective January 1, 1951, increases compensation of county commissioners from $5 per day for attending meetings to $15 for each meeting attended but not to exceed $45 in any one month.] To Counties, Cities, and Towns.

SB 349 - (New Hanover) Introduced by Lennon

"To regulate the speed of certain motor vehicles while operating over streets of the city of Wilmington." [Makes it a misdemeanor punishable by a $25 fine to operate a tractor-trailer vehicle over any Wilmington street at a speed in excess of 25 MPH or to follow another similar vehicle within 150 feet except when passing in accordance with traffic laws. Makes it a misdemeanor with similar punishment to operate on Wilmington streets any other vehicle having an overall length of more than 21 feet or with a gross weight of 18,000 pounds or more at a speed in excess of 25 MPH or to follow another similar vehicle within 150 feet except when lawfully passing.] To Public Roads.

SB 350 - (Wilkes) Introduced by Eller

"To amend Chapter 327 of the Session Laws of 1947 in respect to compensation of the county commissioners and jurors in Wilkes County." [Increases from $6 to $7 per diem the compensation to be paid each county commissioner while actually in attendance at board meetings in addition to 5¢ per mile for expenses of travel. Increases from $3.50 to $4 per diem the compensation for jury service in addition to 5¢ per mile for expenses of travel.] To Salaries and Fees.

SB 351 - (Wilkes) Introduced by Eller

"Relating to the compensation of the sheriff, clerk of superior court, the registrar of deeds and the county commissioners of Wilkes County and providing additional office personnel therefor." [Sets following salaries retroactive to January 1, 1951: sheriff, $5,100 plus a monthly travel allowance of $25; chief deputy sheriff, $3,000; sheriff's office clerk, $1,500; clerk of superior court, $3,600; and register of deeds, $3,600. Authorizes sheriff to employ 2 additional deputies at annual salaries of $2,000, and directs county commissioners to make an annual appropriation of $3,600 to be used by CSC for the employment of clerical or other assistance in his office and $3,600 to be used by the register of deeds for employing clerical or other assistance in his office.] To Salaries and Fees.

SB 352 - (Wilkes) Introduced by Eller
"Amending Chapter 416 of the Public-Local Laws of 1939, as amended, relating to minimum jail fees in Wilkes County." [Rewrites section 2 of cited act to direct county commissioners to pay sheriff a minimum of $1.25 per day for care of each jail prisoner.] To Salaries and Fees.

SB 353 - (Brunswick) Introduced by Frink
"Authorizing the mayor and the board of aldermen of the city of Southport to convey certain lots in said city and to validate all conveyances heretofore made by the city of Southport." [Authorizes city governing body to convey title of lots on which Episcopal Church is located to trustees of that church. Validates all conveyances heretofore made by governing body at private sale.] To Judiciary 1.

SB 356 - (Iredell) Introduced by Dearman
"To appoint the members of the board of education of Iredell County." [Appoints F. Tate Loftin, Maury Gaston, W. B. Harris, Jr., Halbert Crowson, and Frank King as members of county board of education for 4-year terms expiring on 1st Monday in April, 1955, at per diem and mileage to be paid from state school fund.] Passed three readings and sent to House.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 42 - Regulating sale of lye (Senate committee substitute 3/12). Amended to make bill apply to sale of lye containing more than 10% of sodium hydroxide in sealed containers of at least 10 lbs. net weight; bill and proposed amendments exempting over 40 counties from its provisions tabled.
SB 81 - Driver financial responsibility (Senate committee substitute 3/12). Amended to provide that persons exempted from requirement to post security after an accident need not, for purposes of this act, report accidents in which they are involved; passed second and third readings.
SB 120 - State-municipal road maintenance, as amended in Senate 2/7 and 2/14 and in House 3/9. Received from House for concurrence in House amendments; concurred.
SB 143 - Moore Square parking. Reported favorably.
SB 211 - Minimum retirement allowance. Reported favorably; re-referred to Appropriations.
SB 320 - Government corporation conveyances. Reported favorably as amended.
SB 321 - Stockholder preemptive rights. Reported favorably.

HB 80 - Misdemeanor limitation statute (House committee substitute 3/5). Reported unfavorably.
HB 81 - Bystander exclusion, as amended in House 3/8. Reported unfavorably.
HB 241 - Right-hand drive car signals. Received from House; sent to Public Roads.
HB 271 - Testimony against bigamous spouse, as amended in House 2/28. Reported favorably.
HB 415 - Bribery of athletes. Received from House; sent to Judiciary 1.
HB 437 - Indecent exposure. Received from House; sent to Judiciary 1.
HB 438 - Local employees retirement. Reported favorably.
HR 447 - (Joint Resolution) Prison study commission. Received from House; sent to Penal Institutions.
HB 475 - Defining motor vehicle owner. Received from House; sent to Public Roads.
HB 484 - Selling inspection lane equipment. Received from House; sent to Finance.

HB 493 - Accident reports for veterans agencies. Received from House; sent to Public Roads.
HR 518 - (Joint Resolution) Requesting Kill Devil airport. Received from House; sent to Conservation and Development.
HB 534 - Ancillary guardian for nonresident infant. Received from House; sent to Judiciary 1.

LOCAL BILLS

SB 280 - (Mecklenburg) Charlotte fireman retirement. Reported favorably.
SB 298 - (Johnston) Micro school bonds. Passed third reading.
SB 302 - (Edgecombe) County commissioners pay. Reported favorably.
SB 316 - (Wilson) Wilson retirement supplement. Reported favorably.
SB 324 - (Columbus) Prohibiting steel traps and carnivals. Reported favorably.
SB 325 - (Rowan) County law library. Reported favorably.
SB 330 - (Pitt) Fountain police jurisdiction. Reported favorably.
SB 331 - (Surry) Clerical help. Reported favorably.
SB 332 - (Mecklenburg) Domestic relations counselor. Reported favorably.
SB 356 - (Iredell) Appointing education board. Passed three readings.

HB 251 - (Person) County employees retirement. Reported favorably.
HB 324 - (Gates) County employees retirement. Reported favorably.
HB 328 - (Caswell) Regulating professional bondsmen. Received from House; sent to Counties, Cities, and Towns.
HB 360 - (Rockingham) County commissioners terms. Reported favorably.
HB 383 - (Beaufort) County officials pay. Reported favorably.
HB 408 - (Orange) Chapel Hill zoning. Reported favorably.
HB 441 - (Cleveland) Electing county commissioners. Received from House; sent to Counties, Cities, and Towns.
HB 444 - (Dare) Regulating beach traffic. Received from House; sent to Public Roads.
HB 449 - (Perquimans) Hertford parking revenues. Reported favorably.
HB 466 - (Henderson) Court clerks fees. Reported favorably.
HB 467 - (Henderson) JP fees. Reported favorably.
HB 471 - (Orange) Chapel Hill assistant tax collector. Reported favorably.
HB 473 - (Warren) Landlord-tenant contracts. Reported favorably.
HB 474 - (Warren) Barring tax liens. Received from House; sent to Finance.
HB 485 - (Guilford) Property revaluation. Received from House; sent to Finance.
HB 499 - (Alamance) Disposition of delinquent taxes. Received from House; sent to Finance.
HB 516 - (Hertford) Repealing bond vote requirement. Received from House; sent to Finance.
HB 529 - (Guilford) Health certificate destruction. Reported favorably.
HB 543 - (Nash) Spring Hope officials. Reported favorably.

BILLS RATIFIED

SB 58 - Imported property liens, as amended in Senate 2/22.
SB 60 - Mortgage sales, as amended in Senate 2/22.
SB 172 - (Harnett) Dunn bird sanctuary.
SB 222 - (Macon) Jailer fees.
SB 224 - (Granville) Mayor court costs.
SB 235 - (Halifax) Roanoke Rapids city manager election.
SB 242 - (Brunswick) Southport elections.
SB 245 - (Iredell) Extending Statesville zoning.
SB 249 - (Franklin) Officials salaries.
SB 255 - (Richmond) Non-support payments.
SB 256 - (Richmond) Rockingham elections.
SB 261 - (Haywood) Refunding court costs.
SR 334 - (Joint Resolution) Appreciation of Goldsboro visit.
SR 335 - (Joint Resolution) Appreciation of Camp Lejeune visit.

HB 18 - (Granville) Public drunkenness.
HR 55 - (Joint Resolution) Aycock portrait, as amended in House 2/23.
HB 66 - Assistant to chief justice.
HB 71 - Execution of prisoners.
HB 79 - Special appearances (House committee substitute 2/27).
HB 89 - Wrongful death limitation statute.
HB 221 - (Guilford) Civilian defense appropriations.
HB 265 - (Yancey) Board of education.
HB 291 - (Avery) Elk Park charter.
HB 303 - (Dare, Moore, and Washington) Manufacturing wine, as amended in House 2/19.
HB 337 - (Cherokee) Electing Andrews school trustees.
HB 338 - (Cherokee) Appointing Andrews school trustees.
HB 345 - (Onslow) Extending Swansboro limits.
HB 515 - Youthful offenders camp.
HR 572 - (Joint Resolution) Appreciation for Lejeune trip.
HR 573 - (Joint Resolution) Appreciation for Goldsboro trip.
HR 602 - (Joint Resolution) New Bern session.

Next session of Senate: 11:30 a.m. Wednesday, March 14, 1951, for consideration of local bills only, at New Bern, North Carolina. Next bulletin issued will cover session at 12:00 noon, Thursday, March 15, 1951.

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BULLETIN NO. 56
Tuesday, March 13, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 611 - Introduced by Mintz

"Authorizing the city of Southport and the county of Brunswick to establish a port commission for the said city and county, to prescribe the duties of the said commission and to authorize the said city and county to cooperate with the said commission in carrying out the purposes and intentions of this act." [Identical with SB 355 digested in the Senate section of today's bulletin.] To Conservation and Development.

HB 612 - Introduced by Woolard and Combs

"To provide for a more efficient drainage of the overflow waters from state-owned lakes and adjoining areas, including specifically Lake Phelps." [Citing problem of property damage due to overflow of state-owned Lake Phelps in Washington and Tyrrell counties, appropriates $25,000 to Department of Conservation and Development to match funds put up by affected landowners, for improvement of control gates and drainage canals. Authorizes department to cooperate with landowners in obtaining efficient drainage from any state-owned lake under its administration, and to use its funds for that purpose.] To Drainage.

HB 613 - Introduced by Woolard

"To reimburse H. E. Newberry of Plymouth, North Carolina, for certain expenses incurred with respect to a school bus accident." [Citing circumstances of accident, authorizes State Board of Education, on finding that Newberry paid a $46.31 repair bill on woman's car which was damaged by his backing a school bus into it, to reimburse Newberry in that amount.] To Appropriations.

HB 622 - Introduced by Royster

"To amend section 160-65 of the General Statutes, relating to public libraries." [Amends cited section which permits governing bodies of cities and counties to hold, on petition of registered voters, a special election on question of maintaining free public library, by adding a proviso permitting the body to submit the question without petition on finding by resolution that it is necessary to carry out provisions of article. Also, permits city to submit question to voters at regular municipal election without new registration. Validates steps and proceedings already taken in this manner.] To Library.

HB 629 - Introduced by Whitmire

"To amend General Statutes section 15-41, relating to authority of officer to make arrests without warrant." [Adds provision to cited section which deals with arrests without warrant in cases of felony, so as to authorize officers to arrest persons for whom a warrant, capias, or other order of arrest has been issued, even though the officer does not have physical possession of the warrant at the time. The arresting officer must report the arrest to the officer having the warrant and must cause the warrant to be read to the person arrested.] To Judiciary 1.

HB 631 - Introduced by Elliott

"To amend section 53-70 of the General Statutes of North Carolina providing that the State Banking Commission may prohibit certain classes of banks, trust companies and branches of the same from charging fees on remittances covering clearing of checks." [Effective July 1, 1951, adds proviso to cited section (allows banks for their solvency and protection to charge 1/8%--minimum of 10¢--fee on remittances covering checks) to permit Banking Commission, after finding as a fact that solvency and protection of certain classes of banks having total deposits in excess of a figure to be set by the Commission would not be endangered thereby, after a public hearing, to order such banks to clear all checks drawn on them (except special collection items) at par. Violations by bank officer or employee punishable by fine of from $5 to $10 per offense.] To Banks and Banking.

HB 632 - Introduced by Tew and others

"To repeal General Statutes 18-127, same being Chapter 1084, Public Laws, 1947, section 4, regarding elections in certain municipalities after majority vote in county against the sale of wine or beer." [Repeals cited section which provided for the calling of municipal beer and wine elections in towns over 1000 population in counties where voters of county as a whole voted against beer or wine in the county.] To Propositions and Grievances.

HB 633 - Introduced by Whitmire

"To amend G. S. 58-228, relating to the operation of mutual burial associations." [Effective July 1, 1951. Amends cited section to raise from $36,500 to $42,500 the maximum total assessment on any burial association that may be imposed under the section to meet expense of supervision.] To Judiciary 1.

HB 634 - Introduced by Lassiter

"To amend G. S. 143-129 as to the procedure in letting public contracts and other sections relating to said subject." [Amends G. S. 143-129 (procedure for letting public contracts): (1) to make it apply to public construction or repair contracts only if they require expenditure of at least $5,000 in public money; (2) to provide that if the lowest responsible bid exceeds the funds available, the board or governing body may negotiate with the lowest responsible bidder and award the contract to him if he agrees to perform for a sum within the funds available without making any substantial changes in the plans and specifications, and if this cannot be done, to re-advertise the letting and make changes in the plans and specifications necessary to bring the cost of the project within the funds available, and to repeat this procedure if necessary; (3) to raise the amount of bid deposit from 2% to 5% of the proposal; and (4) to permit the bidder, in lieu of such deposit, to file a bid bond executed by a corporate surety licensed to issue such bonds in N. C., the bond to be forfeited upon bidder's failure to execute the contract, the surety being liable to the obligee for double the amount of the bid bond if it fails to make such payment immediately upon the contractor's failure to perform. Amends G. S. 143-132 (sets minimum number of bids on contracts for state institutions) to require 3 reputable bidders when the estimated cost exceeds $10,000; section now requires 3 bidders when estimated cost is up to $5,000 and 5 bidders if estimate exceeds that figure. Adds G. S. 143-135.1, providing that buildings constructed by state agencies under plans approved by the Budget Bureau are not be be subject to municipal building codes, inspections, and inspection fees, although municipal authorities are authorized to inspect plans and specifications of such buildings, and Budget Bureau must give careful consideration to their recommendations.] To Judiciary 1.

HB 635 - Introduced by Dawkins and Fisher of Cumberland

"To provide for the relief of Maggie Tew Smith, administratrix of the estate of Edna Bernice Smith, deceased, because of the death of Edna Bernice Smith resulting from a school bus accident." [Authorizes State Board of Education to investigate claim and, upon proper finding, to pay administratrix $8,000 for distribution according to law.] To Appropriations.

LOCAL BILLS INTRODUCED -- HOUSE

HB 610 - (Forsyth) Introduced by Gobble, Blackwell, and King

"To amend sections 105-306(28); 105-308; 105-309 and 105-310 of the General Statutes of North Carolina in order to authorize the board of commissioners of Forsyth County to prescribe regulations relating to the listing of property for taxation in Forsyth County; and to authorize the division of townships into geographical units for tax listing purposes." [Exempts Forsyth from provision of cited sections. Empowers county commissioners to prescribe type and form of oath and manner of administering it to persons, firms, or corporations listing property for taxation and to prescribe regulations for listing property by agents and for submitting tax lists by mail. Authorizes county commissioners to divide any township into 2 or more geographical units for tax listing purposes; county tax supervisor, with approval of county commissioners, can appoint list taker and assessor for each such unit.] To Counties, Cities, and Towns.

HB 614 - (Davidson) Introduced by Stoner

"To amend section 15 of Chapter 22 of the Private Laws of 1935, relating to pay of members of the Lexington Utility Commission." [Amends cited section to provide that each member of the Lexington Utility Commission is to receive additional compensation of $10 for each special or extra meeting.] To Public Utilities.

HB 615 - (Davidson) Introduced by Stoner

"To amend section 25 of Chapter 5 of the Public-Local and Private Laws of 1941 pertaining to the charter of the city of Lexington." [Amends cited chapter of Public-Local Laws, 1941, to provide that each city councilman is to receive $10 for each special or extra meeting of the council in addition to annual salary.] To Counties, Cities, and Towns.

HB 616 - (Davidson) Introduced by Stoner

"To allow the city of Lexington to release any interest it and the public generally may have in certain lands for the purpose of permitting Dixie Furniture Company, Incorporated, to cross a part of East Third Avenue for private purposes." [Empowers city governing body to release interest of the city and public in a described portion of East Third Avenue to Dixie Furniture Co. for the purpose of constructing a private catwalk or tramway over East Third Avenue with a clearance of not less than 15 feet, 1 inch.] To Counties, Cities, and Towns.

HB 617 - (Davidson) Introduced by Stoner

"To amend section 105-345 of the General Statutes of North Carolina relating to the prepayment of taxes so that the same shall not apply to the city of Lexington and Davidson County." [Effective July 1, 1951, amends G.S. 105-345(6), providing for discounts for prepayment of taxes, to make provisions inapplicable to Lexington and Davidson County.] To Finance.

HB 618 - (Davidson) Introduced by Stoner

"To prohibit the use of firearms in the proximity of livestock in Davidson County." [Effective July 1, 1951, makes it unlawful for any person intentionally to discharge a firearm within 300 yards of any domestic livestock not belonging to him, unless permission is secured or person is lawfully hunting on land of which he is owner, lessee, or licensee. Does not apply in defense against unlawful attack; does not modify any ordinance now in force in any municipality in Davidson County.] To Propositions and Grievances.

HB 619 - (Haywood) Introduced by Yates

"Creating the offices of two salaried deputy sheriffs for Haywood County." [Identical with SB 341, digested in the Senate section of today's bulletin.] To Counties, Cities, and Towns.

HB 620 - (Haywood) Introduced by Yates

"Fixing the salaries of certain officials in Haywood County." [Identical with SB 342, digested in the Senate section of today's bulletin.] To Salaries and Fees

HB 621 - (Rockingham) Introduced by Powell

"To amend section 152-5 of the General Statutes as the same relates to the fees of the coroner in Rockingham County." [Effective July 1, 1951, adds paragraph to G.S. 152-5 to provide for coroner fees in Rockingham County in addition to necessary expenses paid for burying a pauper as follows: (1) each investigation of death or deaths, $15; (2) each day necessarily devoted to such investigation, $15; (3) each inquest, $20.] To Salaries and Fees.

HB 623 - (Vance) Introduced by Royster

"Authorizing an election upon the levying of certain special ad valorem taxes in the city of Henderson in Vance County." [Authorizes governing body of city to submit questions of levying special tax of up to 1¢ on the $100 valuation for support of public school bands in city, and of levying up to 1/4 ¢ on $100 valuation to support local military units in city. Questions may be submitted at separate or at same regular or special election. Authorizes city to assess and collect taxes approved in such election, with funds derived therefrom to be used exclusively for purposes for which voted. After 30 days following publication of result, rights of action or defenses may not be based on alleged invalidity of election, and steps and proceedings already taken on submitting the questions are validated.] To Finance.

HB 625 - (Macon) Introduced by Bryson

"To regulate the operation of taxicabs in Macon County." [Requires all persons desiring to operate taxicabs in a city to file application with city governing body; if taxicabs are to be operated outside corporate limits, application must be filed with county commissioners. Application must remain on file for not less than 30 days; immediately following application, notice must be published by governing body for 2 consecutive weeks requesting all interested persons to file protest thereto. Governing body must act on application within 60 days and must not issue permit unless public convenience and necessity so require; permits may be refused if applicants have been convicted of crimes set out in G.S. 160-200(36a) and existing permits may be revoked for convictions of such crimes. Makes it a misdemeanor punishable by a fine of between $100 and $500 and/or imprisonment of between 1 and 6 months to operate a taxicab without first obtaining a permit from governing board. Each operation in violation is a separate offense. No application for a permit is to be entertained for 1 year following conviction of applicant for violation of act or following revocation of his permit. Persons now licensed to operate taxicabs in Macon County are not required to obtain a permit under this act. Defines taxicabs as self-propelled vehicles of capacity of 9 passengers or less.] To Judiciary 2.

HB 626 - (Macon) Introduced by Bryson

"Regulating auction sales of articles containing hidden value as defined by Chapter 85, Article 2, section 85-11 General Statutes of North Carolina, in Macon County." [Requires persons to obtain permit or license from town before conducting sale in a Macon County town of articles of hidden value as described in cited section Authorizes towns to levy privilege or license tax of between $1,000 and $3,000 for year or fraction thereof, and to collect in addition a 1% gross sales tax. Requires permit from county to conduct such sales outside towns within the county, where license tax is $3,000. Allows sales only between 6 p.m. and 8 a.m. and prohibits them on Sundays and legal holidays. Makes violation a misdemeanor punishable by fine of from $100 to $500 and imprisonment of from 30 days to 6 months with each unlawful sale a separate offense. Violators may also be permanently enjoined from conducting such sales. Authorizes cities and towns of the county to makes rules by ordinance governing sales regulated by the act.] To Judiciary 2.

HB 627 - (Stanly) Introduced by Goodman

"To amend Chapter 403 of the Public-Local and Private Laws of 1939, relating to the salary of the register of deeds of Stanly County." [Amends cited chapter of Public-Local Laws, 1939, to raise salary of register of deeds from $4,000 to $4,500 per year.] To Salaries and Fees.

HB 628 - (Surry) Introduced by Woltz

"To regulate and fix the fees of justices of the peace of Surry County." [Sets out detailed set of fees JPs may charge in Surry County.] To Salaries and Fees

HB 630 - (Caswell) Introduced by Warren

"To fix the allowance allowed for feeding prisoners imprisoned in the Caswell County jail." [Directs county commissioners to pay officer in charge of jail $1.35 for each prisoner's meals while confine. (Apparently intended to set this as a daily fee.] This fee is to be taxed in bill of costs and paid into county general fund from which jailer is to be paid.] To Counties, Cities, and Towns.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 85 - Vocational training projects (Senate committee substitute 3/12). Received from Senate; sent to Education.
SB 133 - Group health insurance. Reported favorably.
SB 152 - Insurable interest in partners, as amended in Senate 2/26. Reported favorably.
SB 155 - Insurance company investment. Reported favorably.
SB 187 - Supreme court reports. Reported favorably.
SB 215 - Standard fire insurance policy. Reported favorably as amended.
SB 251 - Condemning cemeteries, as amended in Senate 3/9. Reported favorably.
SB 290 - Size of school sites. Received from Senate; sent to Education.

HB 49 - Increasing workmen's compensation. Reported unfavorably. (Identical with SB 34 which was ratified 2/16).
HB 53 - Stream pollution (House committee substitute 3/2). Three clarifying amendments adopted; passed second and third readings.
HB 436 - Amending barber regulations. Reported favorably.
HB 526 - House reapportionment. Reported favorably; re-referred to Senatorial Districts.
HB 535 - Toll road corporation powers. Reported favorably as amended.
HB 606 - Terminating veterans loan acts. Reported favorably.

LOCAL BILLS

SB 203 - (Sampson) Clinton police jurisdiction, as amended in House 2/28. Conference committee report recommending that House recede from its amendment and approve bill as originally passed by Senate was adopted.
SB 240 - (Durham) Taxicab taxes. Received from Senate; sent to Finance.
SB 313 - (Guilford) Greensboro school unit. Received from Senate; sent to Education.

HB 129 - (Pamlico) Special taxes, as amended in Senate 3/9. Received from Senate for concurrence in Senate amendment; concurred.
HB 417 - (Wake) Deputy sheriff expenses. Reported favorably as amended.
HB 465 - (Henderson) Hospital tax. Passed third reading.
HB 498 - (Alamance) Special taxes. Passed third reading.
HB 544 - (Graham) Deputy sheriffs. Reported favorably.
HB 558 - (Lee) Professional bondsmen. Reported favorably.

Next session of House: 11:30 a.m., Wednesday, March 14, 1951, at New Bern, North
Next bulletin issued will cover session at 12:00 noon,
Thursday, March 15, 1951.

INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 57
Thursday, March 15, 1951

Session: Senate -- 12:00 noon

PUBLIC BILLS INTRODUCED -- SENATE

SR 357 - (Joint Resolution) Introduced by Johnson, 3/14
"Expressing the thanks of the General Assembly of North Carolina to the people of Craven County and the city of New Bern for their courtesy and hospitality to the members of the General Assembly assembled in session in the city of New Bern, the historical home and meeting place of the General Assembly of North Carolina." [As title indicates.] Passed three readings and sent to House.

SB 359 - Introduced by Bailey
"To authorize the conveyance or lease of certain state-owned property in Raleigh to the North Carolina chapter of the United War Mothers of America." [Authorizes governor, with approval of council of state, to convey or lease to the named organization upon terms he may deem wise the state-owned real property situated on the northwest corner of the intersection of South and Bloodworth streets in Raleigh.] To Judiciary 1.

SB 360 - Introduced by Bailey
"To make it illegal to discard whiskey, wine or beer, bottles or cans, anywhere without the permission of the landowner or to discard the same upon the streets or highways of this state." [Makes it a misdemeanor punishable by fine up to $50 or imprisonment up to 30 days to discard or deposit a beer, whiskey, or wine container upon any street or highway or upon the land of another without the owner's permission.] To Public Roads.

SB 365 - Introduced by Bailey
"To provide for the creation of parking authorities in cities and to define their powers and duties." [Permits city council, after 10 days notice and hearing on its own motion or on petition of 25 residents, to appoint 5 residents as parking authority commissioners for 5-year staggered terms. Commissioners are to secure incorporation by filing sworn application with Secretary of State who issues certificate. Commissioners are to receive actual expenses only, shall select chairman after term of first council-appointed chairman, may hire an executive secretary, and may not hold other city jobs. To relieve traffic congestion through off-street parking facilities, an authority may, among other things: (1) purchase or condemn real property; (2) construct and operate parking buildings and projects on sites approved by city planning commission and city council; (3) subject to zoning restrictions, include in such projects service stations and other business space to be operated by concessionaires; (4) make rules and fix fees for use of parking projects. City may (1) convey city-owned real or personal property to authority with or without consideration without regard to statutory provisions regulating sale of city property, (2) acquire property for authority or for improving access to parking project by

purchase or condemnation, (3) close streets for convenience of authority, (4) contract with authority concerning these property transactions and provide therein for terms of payment by authority, for street improvements to be made by city including installation of parking meters in city and pledging of meter revenues for payment of authority bonds up to amount of principal and interest payments payable during period of pledge, and for limitation of city power to operate other parking facilities. Such contracts may be pledged by authority to secure its bonds subject to modification only as provided in contract. City treasurer is to handle authority revenues, city accountant may examine all authority records, and authority must file annual audit by CPA with city. Permits authority to finance construction by issue of up to $3 million in negotiable bonds secured by authority revenues and maturing in up to 30 years with annual or semi-annual interest of up to 6% as authority by resolution shall designate. Resolution may also (1) limit use of project, expenditure of bond proceeds, and issuance of additional bonds, (2) prescribe procedure for amendment of bondholders' contract, (3) limit expenditure of revenues for operating expenses, and (4) vest authority powers and property in trustee with agreed powers which may include limiting right of bondholders to appoint a trustee as later provided in bill. Authority may refund its bonds and in so doing not count as outstanding those bonds to be refunded. Bonds are to be sold by Local Government Commission in manner provided for sale of municipal bonds. Bondholders are given priority lien on all authority revenues. Permits authority to secure bonds by trust indenture with a corporate trustee and to agree therein to provisions for protection of bondholders including construction of project under supervision of consulting engineers and handling of all authority revenues by trustee. Expenses of trustee operation are to be operating costs. If bonds are secured by trust indenture, bondholders may not appoint own trustee. Permits issue and re-issue of 5-year notes secured by authority revenues in amount not to exceed $50.000 at any one time, for purposes such as paying preliminary costs of project. Noteholders are given same remedies as bondholders. Permits authority to contract for future sale of notes. Pledges state not to limit rights vested in an authority until bonds have been discharged but relieves state and cities of all liability on bonds. Makes bonds legal investments for political subdivisions and all fiduciaries except administrators, guardians, and other fiduciaries for individuals. Exempts authorities from payment of taxes and assessments on their property and income, and exempts bonds and interest from state and local taxes except transfer and estate taxes. In event of default for at least 30 days or refusal of authority to comply with provisions of bill, permits holders of 25% of bonds then outstanding to appoint a trustee with power to (1) institute suits for protection of bondholders' rights, (2) declare all bonds due and payable on 30 days notice with further power to annul declaration with approval of beneficiaries if bonds are paid, and (3) to secure appointment of receiver for any part of project for which revenues are pledged as security for bonds. Costs of trustee and receiver are to be approved by court and constitute first charge on project revenues. Requires complaint, in tort or property damage suits, to allege 30 days notice given authority and refusal of authority to act thereon. Authority is to exist for 5 years and thereafter until bonds are discharged, at which time property vests in city. Contains separability clause.) To Finance.

SB 367 - Introduced by Jones of Pitt and Allsbrook

"Regulating the use of tear gas in this state." [Makes it unlawful for any person, firm, or corporation to use, sell, or possess any quantity of tear gas. Does not apply to possession and use of such gas by governmental agents, police authorities, or members of U. S. armed forces while engaged in official duties.] To Judiciary 2.

SB 372 - Introduced by Frink

"To prevent injury to deer or bear on wildlife management areas." [Citing impairment of wildlife restoration projects through depredations of dogs, adds

G.S. 67-14.1 to provide that any dog which trails, runs, injures, or kills any deer or bear on any wildlife refuge, sanctuary, or management area managed by the Wildlife Resources Commission during the closed season for hunting with dogs is declared to be a public nuisance and may be destroyed humanely by any wildlife protector or other authorized agent of the Commission. Unmuzzled and uncontrolled dogs running at large upon a management area shall be seized and impounded. Wildlife protector or agent who impounds the dog must cause a notice to be posted at the courthouse door and published at least once a week for 2 successive weeks in a county newspaper or other paper having general circulation in county where dog was taken setting forth a description of the dog, place where impounded, and fact that dog will be destroyed if not claimed by a date not less than 15 days after publication of first notice. Claimant must pay cost of publication of notices, a catch fee of $1, and 50¢ per day boarding charge for the dog. If claim is not made and fees paid within 15 days after first notice, dog may be destroyed in humane manner without liability.] To Wildlife.

LOCAL BILLS INTRODUCED -- SENATE

SB 358 - (Duplin) Introduced by Johnson

"To regulate the speed of certain motor vehicles while operating over streets of the town of Warsaw." [Makes it a misdemeanor punishable by a $25 fine to operate a tractor-trailer vehicle over any Warsaw street at a speed in excess of 25 MPH or to follow another similar vehicle within 150 feet except when passing in accordance with traffic laws. Makes it a misdemeanor with similar punishment to operate on Warsaw streets any other vehicle having an overall length of more than 21 feet or with a gross weight of 18,000 pounds or more at a speed in excess of 25 MPH or to follow another similar vehicle within 150 feet except when lawfully passing.] To Public Roads.

SB 361 - (Wake) Introduced by Bailey

"Providing for the disposal of unclaimed witness fees in the recorder's court of the city of Wendell." [Provides that witness fees in any case finally disposed of in Wendell recorder court remaining unclaimed for 60 days after judgment shall be paid into town's general fund.] To Courts and Judicial Districts.

SB 362 - (Wake) Introduced by Bailey

"Providing for the disposal of unclaimed witness fees in the recorder's court of the town of Wake Forest." [Provides that witness fees in any case finally disposed of in Wake Forest recorder court remaining unclaimed for 60 days after judgment shall be paid into town's general fund.] To Courts and Judicial Districts.

SB 363 - (Wake) Introduced by Bailey

"To provide for the transfer of criminal cases from the recorder's court of the city of Wendell to the superior court when trial by jury is demanded." [Provides that in any criminal case in named court, upon demand for jury trial by defendant or prosecuting attorney, recorder must transfer the case to Wake superior court for trial, requiring defendant to execute a new appearance bond in amount set by recorder.] To Courts and Judicial Districts.

SB 364 - (Wake) Introduced by Bailey

"To provide for the transfer of criminal cases from the recorder's court of the town of Wake Forest to the superior court when trial by jury is demanded." [Provides that in any criminal case in named court, upon demand for jury trial by defendant or prosecuting attorney, recorder must transfer the case to Wake superior court for trial, requiring defendant to execute a new appearance bond in amount set by recorder.] To Courts and Judicial Districts.

SB 366 - (Bladen and Robeson) Introduced by Watts

"To repeal Chapter 47 of the Public-Local and Private Laws of 1939." [Repeals cited chapter of 1939 Public-Local Laws which permits residents of Bladen County to hunt and fish within the boundaries of "The Big Swamp" in Robeson County without purchasing a state-wide hunting or fishing license, provided a Bladen County license has been procured when required by law.] To Judiciary 2.

SB 368 - (Pitt) Introduced by Jones of Pitt

"To fix the compensation of certain officials of Pitt County by amending and re-writing Chapter 376 of the Session Laws of 1947, as amended by Chapter 403 of the Session Laws of North Carolina of 1949, and as amended by Chapter 1279 of the Session Laws of North Carolina of 1949." [Amends cited chapter to raise maximum annual salary of CSC from $4,800 to $5,760 and to increase clerk's maximum annual office employee allowance from $6,600 to $11,436, as set by county commissioners. Raises maximum annual salary of register of deeds from $4,200 to $5,020 and his office employee allowance from $7,200 to $8,568, as set by county commissioners. Raises maximum annual salary of sheriff from $4,200 to $5,020 as determined by the county commissioners. Authorizes county commissioners to grant sheriff an allowance for up to 6 deputies (including an office deputy and a night deputy) of at least $7,920 but not more than $15,264, the salary of each deputy to be fixed by the commissioners, and to pay not less than $2,500 nor more than $6,000 annually for travel expenses of 4 deputies.] To Salaries and Fees.

SB 369 - (Iredell) Introduced by Dearman

"Relating to drawing of jurors in Iredell County."]Amends G.S. 9-4 to provide that in Iredell County jurors shall be drawn as follows: 48 for the first week of January and August terms and 30 for the second week of January and August and each week of the March, May, and November terms. If desirable for dispatch of business, county commissioners may draw 54 jurors for the first week of January and August terms and 36 for the second week of January, August, March, May, and November terms.] To Counties, Cities and Towns.

SB 370 - (Avery) Introduced by Banks

"To fix the compensation of certain officers in Avery County." [Amends Ch. 409, Public-Local Laws of 1935, to increase the annual salary of the sheriff from $2,400 to $3,000. Provides that all county peace officers compensated by fees or salaries and fees shall be allowed travel expense at 10¢ per mile for expenses incurred while conveying prisoners to jail, to a mental institution, to any place of punishment, or to appear before any Avery County court. Travel expense is to be taxed in costs in each case where prisoner is convicted, pleads guilty, or pleads nolo contendere and is adjudged to pay the costs. If convicted person pays no costs, county commissioners must pay 1/2 the mileage provided. In mental cases the amount is to come from general fund except when paid by Veterans Administration or relatives.] To Salaries and Fees.

SB 371 - (Johnston) Introduced by Whitley

"Making certain school funds available for the employment of an additional teacher in the Micro school district of Johnston County." [Authorizes Micro school committee, with approval of county board of education, to use funds available to the district from any special levy of taxes set aside for use of vocational agriculture courses or the establishment of lunch room to provide for the employment of an additional teacher.] To Education.

SB 373 - (Rockingham) Introduced by Price

"To authorize the board of commissioners of the town of Madison to convey a tract of land to the Madison City School Administrative Unit by private sale." [As title indicates; land involved is described.] To Counties, Cities, and Towns.

SB 374 - (Rockingham) Introduced by Price
"To designate the Rockingham county jail in Spray as the municipal jail of the town of Draper and the town Leaksville and to authorize police officers of the two towns to transport prisoners to and from said jail." [As title indicates.]
To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 100 - Chauffeur and operator licenses. Reported favorably.
SB 101 - Auto equipment, as amended in Senate 3/9. Passed second and third readings.
SB 143 - Moore Square parking. Amended (1) to permit use of 1/3 (instead of 2/3) of Square area for public parking and (2) to make it clear that parking in the area is to be free to the public; passed second and third readings.
SB 159 - Recovering vehicle taxes. Reported favorably.
SB 160 - Computing carrier revenues. Reported favorably.
SB 161 - Auto dealer licenses. Reported favorably.
SB 169 - Employment security amendments. Amended (1) to provide that a valid claim for benefits under the provisions of G.S. 96-8(r) must be filed by an unemployed person who has been paid at least the minimum of the qualifying base period wage set forth in the applicable table in G.S. 96-12 instead of a minimum of $200 during the applicable base period (the minimum for persons whose benefit year begins after the effective date of this bill under G.S. 96-12 as amended by this bill is $250; (2) to require, under the provisions of G.S. 96-10(b) (2), any clerk of superior court to note partial payment of a judgment in favor of the Commission on the judgment docket upon being furnished with a Commission certificate. Passed second and third readings.
SB 202 - Unemployment compensation definitions. Passed second and third readings.
SB 209 - Notice in adoption cases. Reported favorably.
SB 216 - Turnpikes, as amended in Senate 3/9. Amended to provide that the amount of any rights-of-way, easements, and other property obtained by the turnpike authority through its power of eminent domain shall first be determined and approved by the SH & PWC; re-referred to Judiciary 1.
SB 266 - Emergency landing strips. Reported unfavorably.
SB 269 - Defining resident for vehicle registration. Reported favorably.
SB 270 - Taxing government-leased vehicles. Reported favorably.
SB 279 - Mattress manufacturer tax. Reported favorably.
SB 346 - Payroll savings plan. Reported favorably as amended.
SR 357 - (Joint Resolution) Appreciation of New Bern visit. Passed three readings, 3/14.

HB 53 - Stream pollution (House committee substitute 3/2), as amended in House 3/13. Received from House; sent to Conservation and Development.
HB 67 - Assignment of judges, as amended in Senate 3/9. Upon request of the House for conference, the President appointed the following conferees: Senators Johnson and Bailey.
HB 76 - Nonsuit motions. Reported unfavorably.
HB 97 - Discharge of mortgages, as amended in House 2/14. Reported favorably.
HB 177 - Nonsuit in criminal cases. Reported unfavorably.
HR 203 - (Joint Resolution) Patrol car inspection. Reported favorably.
HB 241 - Right-hand drive car signals. Reported favorably.
HB 248 - Repairing public records (House committee substitute 3/6). Reported favorably.
HB 384 - Marble yard license tax, as amended in House 2/26. Reported unfavorably.
HB 407 - Reconveying foreclosed property. Reported favorably.
HB 419 - Bird sanctuaries. Reported favorably.

HB 424 - Bonds in realty actions. Reported unfavorably.
HB 438 - Local employees retirement. Passed second and third readings.
HB 458 - Tryon palace appropriation. Received from House; sent to Appropriations.
HB 493 - Accident reports for veterans agencies. Reported favorably.
HR 636 - (Joint Resolution) Appreciation of New Bern visit. Received from House; passed second and third readings.
HR 642 - (Joint Resolution) Memorializing Lt. Mason. Received from House; passed second and third readings.

LOCAL BILLS

SB 203 - (Sampson) Clinton police jurisdiction, as amended in House 2/28. Conference committee report recommending that House recede from its amendment and approve bill as originally passed by Senate was adopted.
SB 231 - (Forsyth) Sheriff fees. Reported favorably as amended.
SB 237 - (Montgomery) Officials fees. Recalled from House; vote by which bill passed third reading reconsidered; amendment clarifying one of fees to be charged by register of deeds adopted; passed third reading.
SB 247 - (Wake) Wake Forest bird sanctuary. Reported favorably.
SB 274 - (Pitt) Farmville bird sanctuary. Reported favorably.
SB 280 - (Mecklenburg) Charlotte fireman retirement. Passed second and third readings.
SB 295 - (Wake) Raleigh city judge salary. Reported favorably.
SB 302 - (Edgecombe) County commissioners pay. Passed second and third readings, 3/14.
SB 314 - (Guilford) Greensboro liquor stores. Reported favorably.
SB 316 - (Wilson) Wilson retirement supplement. Passed second and third readings, 3/14.
SB 319 - (Halifax) Roanoke Rapids warrants. Reported favorably.
SB 323 - (Columbus) County officials pay. Reported favorably.
SB 324 - (Columbus) Prohibiting steel traps and carnivals. Passed second and third readings, 3/14.
SB 325 - (Rowan) County law library. Passed second reading.
SB 330 - (Pitt) Fountain police jurisdiction. Passed second and third readings.
SB 331 - (Surry) Clerical help. Passed second and third readings.
SB 332 - (Mecklenburg) Domestic relations counsellor. Passed second and third readings.
SB 343 - (Mitchell) Officials salaries. Reported favorably.
SB 349 - (New Hanover) Truck speeds in Wilmington. Reported favorably as amended.
SB 350 - (Wilkes) Commissioner and juror pay. Reported favorably.
SB 351 - (Wilkes) Officials salaries. Reported favorably.
SB 352 - (Wilkes) Jailer fee. Reported favorably.

HB 31 - (Forsyth) Winston-Salem liquor stores. Reported favorably.
HB 231 - (Person) County officials. Reported favorably as amended.
HB 251 - (Person) County employees retirement. Passed second and third readings, 3/14.
HB 260 - (Wayne) Mount Olive corporate limits, as amended in House 3/8. Received from House; sent to Counties, Cities, and Towns.
HB 270 - (Richmond) Rockingham bird sanctuary. Reported favorably.
HB 310 - (Randolph) Quadrennial revaluation. Reported favorably.
HB 324 - (Gates) County employees retirement. Passed second and third readings, 3/14.
HB 349 - (Yadkin) County officials pay. Reported favorably.
HB 360 - (Rockingham) County commissioners terms. Passed second and third readings.
HB 383 - (Beaufort) County officials pay. Passed second and third readings.
HB 388 - (Craven) New Bern bird sanctuary. Passed second and third readings, 3/14.
HB 405 - (Richmond) Hamlet bird sanctuary. Reported favorably.
HB 408 - (Orange) Chapel Hill zoning. Passed second and third readings.
HB 409 - (Orange) Chapel Hill bird sanctuary. Reported favorably.
HB 411 - (Alleghany) Officials pay. Reported favorably.
HB 435 - (Caswell) Arrest fee. Reported favorably.
HB 439 - (Watauga) CSC pay. Reported favorably.
HB 444 - (Dare) Regulating beach traffic. Reported favorably.

HB 449 - (Perquimans) Hertford parking revenues. Passed second and third readings.
HB 465 - (Henderson) Hospital tax. Received from House; sent to Finance.
HB 466 - (Henderson) Court clerks fees. Passed second and third readings.
HB 467 - (Henderson) JP fees. Passed second and third readings.
HB 471 - (Orange) Chapel Hill assistant tax collector. Passed second and third readings.
HB 473 - (Warren) Landlord-tenant contracts. Passed second and third readings.
HB 474 - (Warren) Barring tax liens. Reported favorably.
HB 485 - (Guilford) Property revaluation. Reported favorably.
HB 491 - (Burke) Confiscated beer disposal. Reported favorably.
HB 498 - (Alamance) Special taxes. Received from House; sent to Finance.
HB 499 - (Alamance) Disposition of delinquent taxes. Reported favorably.
HB 516 - (Hertford) Repealing bond vote requirement. Reported favorably.
HB 521 - (Polk) Jailer fees. Reported favorably.
HB 529 - (Guilford) Health certificate destruction. Passed second and third readings.
HB 536 - (Camden) County commissioners pay. Reported favorably.
HB 543 - (Nash) Spring Hope officials. Passed second and third readings.
HB 544 - (Graham) Deputy sheriffs. Received from House; sent to Judiciary 2.
HB 558 - (Lee) Professional bondsmen. Received from House; sent to Judiciary 2.

BILLS RATIFIED

SB 120 - State-municipal road maintenance, as amended in Senate 2/7 and 2/14 and in House 3/9.

HB 129 - (Pamlico) Special taxes, as amended in Senate 3/9.
HB 214 - Photographic copies as evidence, as amended in Senate 3/9.

Next session of Senate: 10:30 a.m., Friday, March 16, 1951.

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BULLETIN NO. 57
Thursday, March 15, 1951

Session: House -- 12:00 noon

PUBLIC BILLS INTRODUCED -- HOUSE

HB 624 - Introduced by Falls, 3/13

"To change the registration fee for persons registering economic poisons with the Commissioner of Agriculture under the insecticide, fungicide, and rodenticide act of 1947." [Effective January 1, 1952, amends G.S. 106-65.5(4)b to change the annual inspection fee for registering economic poisons with the Commissioner of Agriculture from $10 to $15 for each brand or grade to be offered for sale.] To Finance.

HR 636 - (Joint Resolution) Introduced by Moore of Wilson, 3/14

"Expressing the thanks of the General Assembly of North Carolina to the people of Craven County and the city of New Bern for their courtesy and hospitality to the members of the General Assembly assembled in session in the city of New Bern, the historical home and meeting place of the General Assembly of North Carolina." [As title indicates; resolution also recites historical facts concerning New Bern and Craven County.] Passed three readings and sent to the Senate.

HB 639 - Introduced by Fisher of Transylvania, 3/14

"To extend the educational advantages provided by Article 15 of Chapter 116 of the General Statutes to a child or children of a veteran who have resided in or have been residents of North Carolina all their lives." [Adds to G.S. 116-148.1 a provision extending free tuition, room rent, and board at state educational institutions to any child of a veteran whose service record meets the requirements prescribed in Art. 15, G.S. Ch. 116 if the child has been a resident of N. C. all his life.] To Education.

HB 641 - Introduced by Yates, 3/14

"Relating to records required to be kept by persons or firms conducting stock yards." [Requires stockyards and persons selling livestock at public auction to keep a record of each animal received, delivered, and sold. The record must show weight, color, sex, markings, earmarks, brands, etc., ownership, source from which acquired, and name and address of purchaser. Selling without having so registered an animal as well as failure to keep such a record is made a misdemeanor punishable in court's discretion.] To Agriculture.

HR 642 - (Joint Resolution) Introduced by Gudger

"Memorializing Second Lieutenant Lawrence J. Mason, United States Marine Corps Reserve, who died in the line of duty at the Marine Air Base, Cherry Point, North Carolina, on March 14th, 1951." [As title indicates.] Passed three readings and sent to the Senate.

HB 650 - Introduced by Allen

"Relating to hunting and fishing on state administered lands in North Carolina." [Declares state-owned or -leased lands to be public lands on which hunting and fishing rights must be equally shared by all the people of the state. A controlling state agency may prohibit all hunting and fishing on such tracts, but wildlife protectors are to enter and enforce the prohibition. After approving hunting and fishing on the land, controlling agency must enter into an agreement with the Wildlife Resources Commission, and the Commission is to become responsible for issuing licenses; if only a limited system of hunting and fishing is approved by the controlling agency, it may request the Wildlife Resources Commission to help set up the system and enforce it. If the Wildlife Resources Commission deems it advisable to remove fish and game from such land and water it may do so.] To Wildlife.

HB 652 - Introduced by Royster

"For the relief of Mr. R. B. Carter, of Vance County, on account of damage resulting from a collision between his automobile and a school bus." [Authorizes State Board of Education, upon proper finding, to pay Carter up to $95.80.] To Appropriations.

HB 654 - Introduced by Clark of Bladen

"To amend G.S. 106-453, relating to the weighing of tobacco in leaf tobacco warehouses." [Adds to G.S. 106-453, dealing with oath of tobacco weighers, a provision requiring the weigher, as soon as he has weighed a lot of tobacco, to furnish the person offering it for sale a list showing the number of baskets weighed and the individual weight of each basket. The holder of this list must surrender it after sale at the warehouse office when settlement is made.] To Agriculture.

HB 655 - Introduced by Ramsay and Uzzell

"To authorize the service of tax warrants by agents of the Department of Revenue in cases in which the sheriffs do not request that they be allowed to serve same." [Rewrites par. 1 of G.S. 105-242 to provide that, unless a sheriff files notice that he wants exclusive right to serve state tax warrants in his county, such tax warrants may be issued either to the proper sheriff or to an agent of the Department of Revenue for service. If a sheriff once files such a notice he retains exclusive right to serve such warrants in his county.] To Finance.

HB 656 - Introduced by Ramsay and others

"To amend Chapter 40 and 60 of the General Statutes, relating to the exercise of the right of eminent domain by gas companies." [Amends G.S. 40-2 to extend right of eminent domain under limitations of G.S. Ch. 40 to companies constructing pipe lines and mains originating in North Carolina for the transportation or distribution of gas, or both. Amends G.S. 60-146, conferring the right of eminent domain on N. C. pipe line companies, to extend that right to foreign pipe line companies domesticated under N. C. laws.] To Public Utilities.

HB 658 - Introduced by Lassiter and Sanders

"To amend section 160-421 of the General Statutes (being a portion of the Revenue Bond Act of 1938) relating to the sale of revenue bonds for gas systems." [Amends cited section to permit Local Government Commission, on request of governing body of a municipality proposing to issue revenue bonds to finance a system, plant, or instrumentality to be used in connection with the generation, production, transmission, and distribution of gas (natural, artificial, or mixed), to approve a privately negotiated agreement for the sale of such bonds and to sell them under this agreement at private sale without advertisement.] To Finance.

HB 659 - Introduced by Lassiter

"To amend Senate Bill number 50 of the regular session of 1951 and section 130-47 of the General Statutes relating to bonds of sanitary districts and validating action heretofore taken in relation to the formation and creation of sanitary districts." [Rewrites G.S. 130-45 and 130-45(a), as enacted in SB 50, to make it specific that a single bond resolution may include only those items specified in a single sub-section of that section. Amends G.S. 130-47 to provide procedure for registering sanitary district bonds and to make several minor clarifications in issuance procedure. Validates acts and procdures heretofore taken in creation of sanitary districts, including election of board members; provides that board vacancies may be filled under G.S. 160-38 (intended reference is G.S. 130-38).] To Finance.

HB 661 - Introduced by Woltz

"To authorize married women under 21 years of age to execute mortgages or deeds of trust for securing the payment of purchase money of estates by the entirety and to execute the necessary instruments to obtain construction loans for the building of homes on such estates." [As title indicates; object is covered by inserting new section, G.S. 39-13.2.] To Judiciary 1.

HB 669 - Introduced by Williams

"To rewrite G.S. 153-4 relating to the election and number of members for county boards of commissioners." [Rewrites cited section to provide for the election of 5 county commissioners in each county in 1952, the 3 candidates receiving the highest number of votes to serve for 4-year terms, the other 2 candidates to serve for 2-year terms. As the terms expire, successors are to be elected for 4-year terms. Does not affect existing local acts setting up different systems for electing county commissioners.] To Counties, Cities, and Towns.

HB 670 - Introduced by Williams

"To authorize the boards of county commissioners to extend the time for the quadrennial assessments for taxation." [Adds to G.S. 105-278 a provision authorizing boards of county commissioners, in their discretion, to postpone real property revaluation for 1950 and 1951; also provides that when revaluation is held it may be by horizontal increases and reductions or by actual appraisal or both.] To Finance.

HB 675 - Introduced by Worthington and Kilpatrick

"Making it unlawful to possess tear gas except for military, governmental, scientific, educational or industrial purposes." [As title indicates; possession, use, sale, storage, or transportation of tear gas except for purposes mentioned is made a misdemeanor punishable in court's discretion.] To Judiciary 1.

HB 677 - Introduced by Worthington and Kilpatick

"To amend and re-enact Chapter 7 of the Public-Local Laws of 1938, Extra Session, as amended by Chapter 1227 of the 1949 Session Laws, relating to the Tar River Port Commission." [Creates commission of 3 members to be appointed for 2-year terms by governing bodies of Pitt County and town of Greenville. Commissioners must be residents of Pitt County, and would receive per diem and necessary actual expenses paid from bond revenues. Authorizes town and county, together or separately, to lend up to $50,000 to commission to support projects. Gives commission necessary powers such as power: (1) to construct, maintain, repair, and operate projects (as defined, i.e., port, dock, storage,. transportation and manufacturing facilities on Tar River in Pitt County or Pamlico River in Beaufort County or tributaries thereto), (2) to issue revenue bonds, (3) to fix and collect tolls, rents, and service charges for use of facilities, (4) to acquire property, enter contracts, and accept money or materials from federal or state governments, (5) to mortgage projects to secure bonds, and (6) to employ engineers, attorneys, and other technical and professional personnel. Authorizes commission to acquire property by condemnation or eminent domain where it cannot do so through ordinary agreement with the owner, under proceedings conducted according to such provisions of G. S. Ch. 40 as would then be applicable. Authorizes commission to issue revenue bonds (with maximum maturity of 35 years) in such form and on such terms as the commission may determine, with interest and principal on any issue to be paid from and secured by rents and tolls from projects financed in whole or in part by the bonds. Also authorizes commission to issue refunding bonds, interim receipts, or temporary bonds, and to provide for replacement of bonds lost or destroyed. Bonds may be issued without consent of any state agency and without any proceedings other than those specified in the act, and they do not constitute a debt or pledge of faith or credit of state or any political subdivisions, and must carry on their face a statement to that effect. Commission may secure issue by trust agreement with corporate trustees to which rents and tolls would be pledged or assigned, and bond obligations would be enforceable under general law. As commission is declared an essential governmental function, act exempts its property, income, and bonds from taxation. Projects may be transferred to State Ports Authority, but while operated by commission, Pitt County and Greenville would share equally in net revenues.] To Judiciary 1.

HB 678 - Introduced by Long by request

"To provide compensation for North Carolina Veterans of World Wars I and II and to levy taxes for such purpose, all subject to a vote of the people of the state." [Subject to the vote of the people at an election "to be held prior to the first date" fixed by governor's proclamation, provides added compensation for state veterans of World Wars I and II from the levy of additional taxes on alcoholic beverages. Election is to be without absentee ballot; counties are to be reimbursed for election expenses by the state from the Contingency and Emergency Fund. If a majority of voters favor compensation for veterans and additional beverage taxes, taxes are to be levied as follows: (1) on beer, $10 (instead of $7.50) per barrel of 31 gallons or equivalent in containers of more or less than 31 gallons, and in containers of not more than 12 ounces, 3 1/3¢ (instead of 2 1/2¢) per container, and in quart containers, 8 3/4¢ (instead of 6 2/3¢) per container (See G.S. 18-81a); (2) on naturally fermented wines, 80¢ (instead of 60¢) per gallon, and on imitation wines, $3.20 (instead of $2.40) per gallon (See G.S. 18-81r); (3) on fortified wines and spiritous liquors, 11 1/3% (instead of 8 1/2%) of retail price (See G.S. 18-85). Revenues produced by these increases in beverage taxes are to be kept in a separate veterans compensation fund. State treasurer is to ascertain annually total revenues realized from the increase in beverage taxes and is to pay a pro rata share of the total to all eligible persons as certified by Veterans Commission. Persons eligible are Army, Navy, and Marine Corps veterans, male or female, holding honorable discharges, who served at least 90 days (unless a shorter period was caused by death, injury, or illness) during period April 1, 1917, to November 12, 1918, or December 6, 1941, to September 3, 1945, and who resided in state at least 6 months prior to entering the service. Divides eligible persons into 3 classes with maximum total compensation per person as follows: (1) Class A, persons whose entire service was within U. S., $500; (2) Class B, persons part of whose service was outside U. S., $750; (3) Class C, persons who died in service from injury or illness incurred in service, $1000. Payments made under Class C are to be made only to living "next of kin" as determined on ratification. Payments terminate: (1) upon death of persons receiving payments: (2) upon failure of such person to maintain a state residence; (3) when total amount paid equals maximum total allowed; (4) upon conviction for felony or misdemeanor beyond JP jurisdiction. Applications as prescribed by Veterans Commission for qualification as eligibile for benefits must be filed prior midnight, December 31, 1952. Payments under act are not subject to income tax or otherwise by State or any political subdivision thereof. Funds derived from the increase in beverage taxes remaining after payment of all compensation are to become a part of General Fund.] To Finance.

HB 680 - Introduced by Whitmire

"Relating to the jurisdiction of elected superior court judges." [Confers on any elected superior court judge or his successor appointed to fill out the term, when holding court in a district or county under any valid legal authorization, the same powers in open court and in chambers during the particular term as the resident judge or any judge regularly assigned to hold the court would have.] To Judiciary 1.

HB 681 - Introduced by Whitmire

"To amend section 20-166 of the General Statutes relating to accident report." [Amends G.S. 20-166(e) to provide that any member of the general public may be issued a copy of a motor vehicle accident report as required by cited section upon payment of $1 fee.] To Judiciary 1.

LOCAL BILLS INTRODUCED--HOUSE

HB 637 - (Craven) Introduced by Hardison, 3/14

"To amend G.S. 7-70, relating to the terms of the superior court of Craven County." [Rewrites paragraph of cited section dealing with terms of court in the county.] To Courts and Judicial Districts.

HB 638 - (Transylvania) Introduced by Fisher of Transylvania, 3/14

"Adjusting and fixing the salaries of certain officers of Transylvania County." [Effective July 1, 1951, in lieu of fees sets following annual salaries: register of deeds, $3,300; CSC, $3,300; tax collector, $3,300; sheriff, $4,200. Authorizes commissioners to pay chairman of board of county commissioners, up to $200 a year and other members of board up to $10 per day plus expenses in attending meetings and mileage at up to 6¢ per mile. Officials named must give bond issued by company licensed in N. C., premium to be paid by county. Commissioners may pay sheriff $100 a month for office expenses, may pay a deputy $75 a month, and may pay $75 a month as part of salary of jailer.] To Salaries and Fees.

HB 640 - (Transylvania) Introduced by Fisher of Transylvania, 3/14.

"To fix certain fees of the register of deeds for Transylvania County." [Sets out detailed fee schedule effective July 1, 1951.] To Salaries and Fees.

HB 643 - (Pender) Introduced by Whitfield

"Relating to the terms of office of the members of the board of commissioners of Pender County." [At 1952 general election county commissioners from Districts 1 and 4 are to be elected for 4-year terms and those from Districts 2, 3, and 5 for 2-year terms; as the terms expire successors of all commissioners are to be elected for 4-year terms.] To Counties, Cities, and Towns.

HB 644 - (Carteret) Introduced by Dill

"Relating to the salaries of officials and employees of Carteret County." [Effective July 1, 1951, empowers county commissioners to increase salaries of any one or more of county officials or employees (except judge of county recorder's court) by 10%. Sets monthly pay of chairman of board at $75 and that of other members at $50.] To Salaries and Fees.

HB 645 - (Greene) Introduced by Edwards of Greene

"To provide for the transfer of cases from the county court of Greene County to the superior court upon demand for a jury trial." [Upon demand for jury trial in criminal case in county court, authorizes judge to transfer case to superior court to be heard on the warrant in the case.] To Courts and Judicial Districts.

HB 646 - (Greene) Introduced by Edwards of Greene

"To authorize the board of commissioners of Greene County to fix the fees charged by the clerk of the superior court and the register of deeds in Greene County." [Authorizes commissioners to set fees to be charged in named offices to be effective only after notice of change in fees has been published once each week for 4 successive weeks in newspaper of general circulation in the county and posted at courthouse and 3 other public places in county for 4 weeks. Does not permit change in amount assessed against defendant or prosecuting witness in criminal cases to be paid into Law Enforcement Officers' Benefit and Retirement Fund or in the amount of the process tax set in G.S. 105-93.] To Counties, Cities, and Towns.

HB 647 - (Currituck) Introduced by Johnson

"To amend Chapter 23 of the Public-Local Laws of 1935, relating to the levying of certain special taxes in Currituck County." [Raises from 12¢ to 18¢ on the $100 valuation the amount of special tax county commissioners are authorized to levy, with Local Government Commission approval, for expense of holding courts and for maintenance of jails and prisoners.] To Finance.

HB 648 - (Currituck) Introduced by Johnson

"To amend Chapter 257 of the Public-Local and Private Laws of 1941, relating to the taking of water fowl food in the waters of Currituck Sound in Currituck County." [Prohibits taking acquatic plant food or any other water fowl food from waters of Currituck Sound except in the mouths of creeks and bays along the shore for a distance of not more than 200 feet into the Sound waters. Statute amended prohibits taking such food from the "waters of Currituck County" without a written permit from Department of Conservation and Development.] To Wildlife.

HB 649 - (Graham) Introduced by Massey

"To authorize the board of county commissioners of Graham County to pay a reasonable bounty for the scalp of any wildcat, fox or hawk." [As title indicates; board is to set amount of scalp bounties.] To Counties, Cities, and Towns.

HB 651 - (Halifax, Vance, and Warren) Introduced by Royster and Branch

"Relating to the terms of superior court in the counties of Halifax, Warren, and Vance, in the Third Judicial District." [Rewrites and amends pertinent portions of G.S. 7-70 to effect changes in court terms in district.] To Courts and Judicial Districts.

HB 653 - (Vance) Introduced by Royster

"Relating to the nomination of the members of the Vance County board of education." [Divides county into districts as follows and provides that, in addition to one member at large, one member of county board of education must be a resident of each such district: (1) Henderson Township; (2) Dabney, Williamsboro, and Watkins Townships; (3) Nutbush, Middleburg, and Townsville Townships; and (4) Sandy Creek and Kittrell Townships. In 1952 and thereafter political parties are to nominate on this basis, but citizens of whole county vote on all candidates.] To Education.

HB 657 - (Mecklenburg) Lassiter, O'Herron, Henderson and Vogler

"To provide for the appointment, salary, and duties of an assistant solicitor for the Fourteenth Judicial District to assist in the prosecution of the criminal docket in the superior court of Mecklenburg County." [Authorizes county commissioners to appoint an attorney recommended by the solicitor of the 14th district as assistant solicitor for purpose indicated in title. One-year term would run from July 1 to June 30 and salary would be fixed by board and be paid from county general fund. Effective July 1, 1951.] To Courts and Judicial Districts.

HB 660 - (Person) Introduced by Satterfield

"To amend G.S. 7-70, relating to the terms of Superior Court in Person County in the Tenth Judicial District." [Amends cited section to change terms of superior court in Person County.] To Courts and Judicial Districts.

HB 662 - (Onslow) Introduced by Venters

"To fix the compensation of the coroner of Onslow County." [Sets following compensation: (1) preliminary investigation of death without inquest, $10; (2) inquest with jury, $20. Where one inquiry is held over several persons killed by same cause, coroner is entitled to only one fee. Provisions of G.S. 152-5 not in conflict still apply.] To Salaries and Fees.

HB 663 - (Onslow) Introduced by Venters

"Fixing the fees which the sheriff of Onslow County may collect by amending G.S. 162-6." [Sets schedule of fees to be collected by sheriff of Onslow County to be turned over to county general fund.] To Salaries and Fees.

HB 664 - (Union) Introduced by Horne

"Fixing the fees of justices of the peace and the fees of constables of Union County." [Sets schedule of fees to be collected by justices of the peace and constables of Union County for their benefit.] To Salaries and Fees.

HB 665 - (Union) Introduced by Horne

"Amending Chapter 43 of the Session Laws of 1949 in respect to the allocation of delinquent taxes collected by Union County." [Authorizes county commissioners to allocate to county general fund all taxes collected which were levied for 1947 and prior years.] To Finance.

HB 666 - (Union) Introduced by Horne

"To amend Chapter 105, Article 24, section 345 of the General Statutes of North Carolina to fix the discount allowable for prepayment of taxes levied by Union County." [Discounts set as follows: 2% if taxes paid in July, 1 1/2% if paid in August, 1% if paid in September, and 1/2 of 1% if paid in October.] To Finance.

HB 667 - (Union) Introduced by Horne

"To provide for the transfer of cases from the recorder's court of the city of Monroe and Union County to the superior court when trial by jury is demanded." [Directs recorder to transfer case to superior court when jury trial is demanded by any party, and to fix new bonds for costs, or for appearance at next term of superior court.] To Courts and Judicial Districts.

HB 668 - (Caldwell) Introduced by Pritchett

"Relating to the manner of the election of the county commissioners of Caldwell County." [Amends Session Laws of 1947, Ch. 329, by repealing section 3 which allows only 1 candidate for county commissioner for 1 party to be nominated or elected from any 1 precinct. Bill would continue 5-member board, but would remove all residence qualifications except those imposed by the general law.] To Counties, Cities, and Towns.

HB 671 - (Nash) Introduced by Williams

"To amend sections 18-45 and 18-57 of the General Statutes of North Carolina relative to law enforcement and the division of profits from ABC stores between Nash County and the municipalities therein." [Amends G.S. 18-45(o) to authorize the Nash County ABC board with approval of county commissioners to expend "in cooperation with the sheriff's department" the 5% to 10% of total ABC profits set aside by the section for law enforcement purposes. Amends G.S. 18-57 by adding a paragraph providing that in Nash County 25% of net ABC profits be paid quarterly to municipalities therein which operate stores, with allocation made on basis of relative profits of the several towns. Remaining 75% would go to county for general purposes.] To Propositions and Grievances.

HB 672 - (Camden) Introduced by Burgess

"To provide for the reassessment and revaluation of real property in Camden County for ad valorem tax purposes and to authorize the levying of a special tax to pay the expenses thereof." [Authorizes revaluation of real property effective January 1, 1952. To defray extraordinary expenses of revaluation empowers county commissioners to levy for fiscal year 1951-52 a special tax not in excess of 15¢ on the $100 valuation. If the county's debt service levy of 28¢ on the $100 valuation in the fiscal year 1950-51 produces more than the amount required to retire all outstanding principal and interest on bonded debt of county (exclusive of school debt for which separate levy is made), both due and to become due, the commissioners are empowered to apply the excess therefrom to the expense of revaluation.] To Finance.

HB 673 - (Mitchell) Introduced by Burleson

"To amend section 130-101 of the General Statutes of North Carolina regarding the pay of local registrars in Mitchell County." [Raises from 50¢ to $1 the fees to be paid local registrars of vital statistics for registering and processing birth and death certificates or for furnishing monthly report of no birth or death registrations.] To Elections and Election Laws.

HB 674 - (Franklin) Introduced by Yarborough

"To amend G.S. 105-422, as the same appears in the 1949 supplement to the General Statutes, relating to the barring of tax liens so as to make the same applicable to Franklin County." [Effective July 1, 1952, amends G.S. 105-422 so as to make 10-year limitation on actions for collection of taxes or enforcement of tax liens applicable to Franklin County.] To Finance.

HB 676 - (Pitt) Introduced by Worthington
"To fix the compensation of certain officials of Pitt County by amending and re-writing Chapter 376 of the Session Laws of 1947, as amended by Chapter 403 of the Session Laws of North Carolina of 1949, and as amended by Chapter 1279 of the Session Laws of North Carolina of 1949." [Identical with SB 368, digested in the Senate section of today's bulletin.] To Salaries and Fees.

HB 679 - (Chowan) Introduced by White
"Fixing the compensation of the county treasurer of Chowan County." [Fixes annual salary of county treasurer at $1,200; first monthly payment is to be made on July 1, 1951, for the preceding June.] To Salaries and Fees.

HB 682 - (Henderson) Introduced by Whitmire
"To authorize the Hendersonville Hospital Association to convey any or all of its property or assets or transfer the same to a non-profit or public hospital." [Empowers governing authority of Hendersonville Hospital Association, in its discretion, to convey all property of association, including hospitals and assets of hospitals operated by association, to any person, firm, or corporation. If property is transferred, governing authority of association must file record of transfers, accounts, and final disposition with CSC; upon filing such record association is dissolved and its charter revoked.] To Judiciary 1.

HB 683 - (Lee) Introduced by Dalrymple
"To extend the time for making the quadrennial revaluation and reassessment of real property in Lee County." [Authorizes county commissioners to postpone quadrennial revaluation and reassessment of real property for ad valorem tax purposes until year 1952-53; validates all postponements of revaluation heretofore made.] To Finance.

HB 684 - (Lee) Introduced by Dalrymple
"To create a bird sanctuary within the territorial limits of Sanford, in Lee County." [Makes it unlawful for any person to hunt, kill, or trap any birds within corporate limits of Sanford. Violations are punishable by a fine up to $50 or by imprisonment up to 30 days.] To Wildlife.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 36 - Beer salesmen permits, as amended in Senate 3/12. Received from Senate; sent to Propositions and Grievances 3/14.

SB 57 - Computing kinship (House committee substitute 3/8). Amended to strike out general repealing clause; passed third reading.

SB 66 - Husband and wife tort actions. Passed second and third readings.

SB 69 - Fiduciary security bonds, as amended in Senate 2/22. Passed second and third readings.

SB 71 - Notary public amendments, as amended in Senate 2/22. Amended (1) to except contracts between husband and wife governed by G.S. 52-12 from among the instruments for which notaries may take acknowledgements, (2) to amend G.S. 52-12 to require that officer examining married woman and certifying that contract with husband is not injurious to her be a supreme court justice, or judge, clerk, assistant clerk, or deputy clerk of the superior court, or JP, (3) to prohibit notary who is a party to an instrument individually or as fiduciary from taking acknowledgement of himself or any party thereto; passed second and third readings.

SB 72 - Corporations amendments, as amended in Senate 2/22. Passed second and third readings.

SB 81 - Driver financial responsibility (Senate committee substitute 3/12), as amended in Senate 3/13. Received from Senate; sent to Judiciary 1.

SB 84 - Alias summons, as amended in Senate 1/29. Reported unfavorably.
SB 87 - Charitable trust accounts, as amended in Senate 3/12. Received from Senate; sent to Judiciary 1, 3/14.
SB 171 - Blind aid. Reported favorably.
SB 176 - Capitol elevator amendment. Reported favorably 3/14.
SB 181 - Unpaid sales tax penalty. Reported favorably; postponed indefinitely (identical with HB 296 which was ratified 3/2).
SB 230 - Tobacco trade boards membership. Reported favorably.
SR 357 - (Joint Resolution) Appreciation of New Bern visit. Received from Senate; passed second and third readings 3/14.

HB 67 - Assignment of judges, as amended in Senate 3/9. House failed to concur in Senate amendment; the Speaker appointed the following conferees, Reps. Whitmire, Turner, and Worthington.
HB 110 - Assumption of school bonds. Reported unfavorably.
HB 115 - Traffic costs commission. Postponed to 3/20.
HB 124 - In-lieu tax on state forests, as amended in House 3/12. Passed second reading.
HB 196 - Driver hand signals, as amended in House 3/12. Vote by which amendment was adopted reconsidered; amendment withdrawn; floor amendment adopted to make clear that hand signal must be given continuously for last 100 feet traveled; passed second and third readings.
HB 198 - County dog wardens (House committee substitute 3/6). Re-referred to Finance.
HB 273 - State retirement before 60. Postponed to 3/16.
HB 274 - State and local employees security. Postponed to 3/16.
HB 275 - Employment security amendment. Reported favorably as amended.
HB 333 - Unemployment compensation definitions. Reported favorably.
HB 369 - Rural fire protection districts, as amended in House 3/12. Re-referred to Finance.
HB 436 - Amending barber regulations. Re-referred to Finance.
HB 458 - Tryon Palace appropriation. Reported favorably; placed on calendar; passed second and third readings 3/14.
HB 492 - Recreation tax elections. Reported favorably.
HB 494 - Caveat to wills. Passed second and third readings.
HB 506 - Gas truck markings. Amended to correct statutory reference; passed second and third readings.
HB 507 - Licensing electrical contractors. Reported favorably as amended.
HB 508 - County electrical inspectors. Reported favorably.
HB 520 - Optometrist service for welfare cases. Reported favorably as amended.
HB 525 - Protecting rape victims. Reported unfavorably.
HB 535 - Toll road corporation powers. Postponed to 3/16.
HB 583 - Guardian farming ward's land. Reported favorably.
HB 588 - Peanut test farm. Reported favorably; re-referred to Appropriations.
HB 591 - Impounded livestock fees. Reported favorably.
HB 596 - Gravestone costs. Reported favorably.
HB 606 - Terminating veterans loan acts. Passed second and third readings.
HB 612 - Drainage from state-owned lakes. Reported favorably; re-referred to Appropriations.
HR 636 - (Joint Resolution) Appreciation of New Bern visit. Passed three readings 3/14.
HR 642 - (Joint Resolution) Memorializing Lt. Mason. Passed three readings.

LOCAL BILLS

SB 45 - (Brunswick) Officials pay. Reported favorably as to committee substitute; committee substitute adopted 3/14 completely rewrites bill; sets indicated annual salaries for following officials: (1) register of deeds, $3000; (2) deputy register, $1700; (3) CSC, including service as juvenile court judge and recorder's court clerk, $3300; (4) deputy CSC, $1900; (5) tax collector, $3000; (6) deputy collector, $1900; (7) auditor, to include service as county commissioners clerk, $3200; (8) recorder's court judge, $1600; (9) solicitor, $1500; (10) sheriff, $3300 plus $600 travel expense plus 7¢ per mile for travel outside county; (11) 2 field deputies, $2700; (12) jailer-deputy, $2160 plus $1.75 per day per prisoner; (13) jail night watchman, $720; (14) courthouse janitor, $1600. Sheriff's deputies may retain civil fees. Coroner is to receive $10 for each day of service plus 7¢ per mile travel expense. Superior court jurors are to receive 7¢ per mile for one round trip. All other county officials receive 7¢ per mile for official travel outside county. Gives county commissioners discretion to make blanket increases and decreases in salaries of up to 10%. Effective as of January 1, 1951. Passed second and third readings.

SB 83 - (Bertie, Columbus, Edgecombe, Halifax, Harnett, Hertford, Nash, Northampton, Wake and Warren) Prohibiting night corn sales, as amended in Senate 3/5. Reported favorably; re-referred to Judiciary 2.
SB 167 - (Franklin) JP fees, as amended in Senate 3/2. Reported favorably 3/14; passed second reading.
SB 193 - (Wake) Unpaid witness fees. Reported unfavorably.
SB 221 - (Buncombe) County officials salaries. Reported favorably 3/14; passed second and third readings.
SB 237 - (Montgomery) Officials fees. Received from Senate; returned to Senate at Senate's request.
SB 264 - (Pitt) Farmville police jurisdiction. Reported unfavorably.
SB 272 - (Richmond) Coroner fees. Reported favorably 3/14; passed second and third readings.
SB 275 - (Cabarrus) Tax discounts. Reported favorably.
SB 298 - (Johnston) Micro school bonds. Received from Senate; sent to Finance 3/14.
SB 302 - (Edgecombe) County commissioners pay. Received from Senate; sent to Salaries and Fees.
SB 316 - (Wilson) Wilson retirement supplement. Received from Senate; sent to Counties, Cities, and Towns.
SB 324 - (Columbus) Prohibiting steel traps and carnivals. Received from Senate; sent to Counties, Cities, and Towns.
SB 356 - (Iredell) Appointing education board. Received from Senate; sent to Education 3/14.

HB 300 - (Swain) Captive bears. Reported favorably.
HB 417 - (Wake) Deputy sheriff expenses. Clarifying amendment adopted; passed second and third readings 3/14.
HB 422 - (Caldwell) Sheriffs fees. Passed second and third readings.
HB 472 - (Madison) Officials pay. Reported favorably.
HB 496 - (Bladen) Officials pay. Reported favorably as amended.
HB 523 - (Haywood) Professional bondsmen. Reported favorably.
HB 528 - (Guilford) Outlawing gambling tickers. Reported favorably.
HB 544 - (Graham) Deputy sheriffs. Passed second and third readings 3/14.
HB 546 - (Graham) County accountant clerk. Reported favorably 3/14; passed second and third readings.
HB 548 - (Guilford) Officials fees. Reported favorably 3/14; passed second and third readings.
HB 558 - (Lee) Professional bondsmen. Passed second and third readings 3/14.
HB 564 - (Alexander) Officials pay. Reported favorably 3/14; passed second and third readings.
HB 575 - (Forsyth) Rural Hall bird sanctuary. Reported favorably.
HB 599 - (Mecklenburg) Postponing revaluation. Reported favorably.
HB 601 - (Gaston) JP fees. Reported favorably 3/14; passed second and third readings.

HB 607 - (Yancey) County commissioners pay. Reported favorably 3/14; passed second and third readings.
HB 609 - (Camden) Recorder pay. Reported favorably 3/14; passed second and third readings.
HB 620 - (Haywood) Officials pay. Reported favorably.
HB 621 - (Rockingham) Coroner fees. Reported favorably.
HB 625 - (Macon) Regulating taxicabs. Reported favorably.
HB 626 - (Macon) Regulating auctions. Reported favorably; re-referred to Finance.
HB 627 - (Stanly) Register of deeds pay. Reported favorably.
HB 628 - (Surry) JP fees. Reported favorably.
HB 638 - (Transylvania) Officials pay. Reported favorably.
HB 640 - (Transylvania) Register of deeds fees. Reported favorably.

Next session of House: 11:30 a.m., Friday, March 16, 1951.

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INSTITUTE OF GOVERNMENT

LEGISLATIVE SERVICE

GENERAL ASSEMBLY OF NORTH CAROLINA

DAILY BULLETIN

P. O. Box 544 111 West Morgan St., Raleigh, N. C. Telephone 4-2184

BULLETIN NO. 58
Friday, March 16, 1951

Session: Senate -- 10:30 a.m.

PUBLIC BILLS INTRODUCED -- SENATE

SB 377 - Introduced by Frink, Lennon, Powell, and Johnson

"To provide for the construction and operation of a ferry across the Cape Fear River between Fort Fisher and Southport by the State Highway and Public Works Commission and to provide funds for the construction and installation of the same." [Directs SH & PWC to install and operate a ferry across Cape Fear River between Fort Fisher and Southport. To obtain funds for acquisition of necessary property rights and for installation of ferry, authorizes state treasurer, with consent of governor and council of state, to issue "Highway Serial Bonds" in an amount up to $200,000 to mature in annual installments fixed by governor and council of state beginning not later than 1956 and running not longer than 1971. Bonds shall bear interest up to 5% payable semi-annually as set by governor and council, carry interest coupons, and be sold by treasurer at not less than par and accrued interest in manner determined by governor and council. All other conditions being equal, preference is to be given to citizens of North Carolina. Authorizes treasurer, with approval of governor and council, to borrow money and issue notes of the state under following circumstances: (1) for anticipating bond sales approved by governor and council but postponed by treasurer in his discretion; (2) for payment of interest or any installment of principal if state funds for that purpose are insufficient; and (3) for the renewal of any loss evidenced by notes herein authorized. Funds derived from bond sales are to be used in payment of bond anticipation notes, and ferry tolls and other funds provided by General Assembly for retiring bonds are to be used in paying notes the proceeds of which have been used for bond payments. Pledges full faith and credit and taxing power of state for payment of bonds and notes authorized. Exempts authorized bonds and notes from all state, county, and municipal taxation or assessments, including state income tax. Permits fiduciaries and sinking fund commissions to invest in bonds and notes. Directs SH & PWC to collect ferry tolls at rates which the Commission deems sufficient to pay principal and interest of bonds and notes when due. Treasurer must pay toll collections semi-annually to State Sinking Fund Commission for investment as provided by law. When Sinking Fund Commission or state treasurer certifies to SH & PWC that tolls received plus surplus bond proceeds, if any, together with reasonably anticipated interest accretions, are sufficient to retire bonds authorized, SH & PWC must suspend collection of tolls.] To Public Roads.

SB 379 - Introduced by Watts, Carlyle, and Copeland

"To amend section 50-12 of the General Statutes relative to the resumption of maiden names of divorcees in cases where divorces are granted in this state." [Effective July 1, 1951, amends G.S. 50-12 relating to the resumption by divorcees of their maiden name or the name of a prior deceased husband to provide that the section shall apply only when the decree of absolute divorce is rendered by a North Carolina court of competent jurisdiction.] To Judiciary 2.

SB 380 - Introduced by Stoney

"To amend Chapter 58 of the General Statutes of North Carolina relating to the regulation of the business of insurance." [Amends G.S. 58-187 to permit state treasurer, with approval of insurance commissioner, to return statutory deposit to insurance company ceasing to do business in state when that company reinsures its liabilities in this state with a solvent insurance company licensed to do business in N. C. Amends G.S. 58-44.3 to make G.S. 58-198 and 58-199 prohibiting rebating and misrepresentation by life insurance companies apply to companies defined in G.S. 58-72(3) to 58-72(22). Amends G.S. 58-150(2) to permit commissioner to require foreign companies seeking to be licensed in N. C. to have a free surplus equal to that required for domestic companies as well as paid-up capital in similar amount. Adds G.S. 58-155.36 to authorize the commissioner to employ additional personnel to conduct liquidation and rehabilitation of insurance companies, with all expenses incurred, after approval by commissioner and the court, to be paid from assets of the corporation. Amends G.S. 58-177(d) to increase from 30 to 60 days the period for which binders or other contracts for temporary fire insurance may be issued. Amends G.S. 58-40.2 to reduce from $5,000 to $1,000 the bond required for obtaining a resident broker's license. Rewrites G.S. 58-51.1 to permit agents to adjust claims not exceeding $100 without an adjuster's license, except that commissioner may permit agents to adjust losses arising out of a catastrophe without a license; forbids any adjustment by agent if his remuneration for sale of insurance is dependent on the adjustment. Adds G.S. 58-161.1 to require fire insurance companies to report to the commissioner all losses by fire in North Carolina through channels to be set up by commissioner. Amends G.S. 58-79(f) to prohibit insurance companies investing in corporation stock from acquiring more than 20% of the outstanding voting stock of a corporation not engaged solely in the insurance business. Amends G.S. 58-153 to permit service of process upon an insurance company by leaving a copy in the commissioner's office with an employee designated by commissioner to receive process. Adds to G.S. 58-33 a provision requiring the true corporate name of the company responsible for losses to appear on all policies except that emblems and insignia may be used with the commissioner's approval, and the name of the department or agency issuing the policy or the companies with which the issuing company is affiliated may be stamped on the filing back. Rewrites G.S. 58-11 to make all records of the commissioner open to the public except records compiled in an arson investigation in which case order of court is required; solicitor may secure arson records concerning investigations in his district.] To Insurance.

SB 382 - Introduced by Leatherman

"To provide for the supervision and promotion of instruction in the public schools of North Carolina on the nature and effect of alcoholic drinks and narcotics through establishment in the Department of Public Instruction of a position of supervisor of alcohol education and to provide support for such a position by the appropriation of $10,000 per annum." [As title indicates. Supervisor is to work with State Board of Health, local health departments, the UNC School of Public Health, teach training institutions, and other interested organizations. Annual appropriation is to provide for salary, travel, secretarial help and other expenses of the supervisor. Effective date, July 1, 1951.] To Education.

SB 383 - Introduced by Allsbrook

"To amend Chapter 20 of the General Statutes as the same relates to the maximum weight of tandem axles of vehicles on the highways of the state." [Citing SH & PWC resolution favoring limiting maximum weight tandem axles to 32,000 pounds, amends G.S. 20-118(e) to provide that when the wheels attached to an axle are equipped with low pressure pneumatic tires and 2 axles in tandem are between 48 and 96 inches apart, the maximum weight on the 2 axles in tandem shall be 32,000 pounds. Effective date, July 1, 1951.] To Public Roads.

SB 384 - Introduced by Allsbrook

"To amend Chapter 20 of the General Statutes as the same relates to weights and loads of axle weights on the highways of the state." [Effective July 1, 1951, strikes out present G.S. 20-118(1) which prohibits the operation of vehicles having an axle load in excess of 18,000 pounds on all but heavy duty highways, and inserts in lieu thereof a provision which outlaws an axle load of any vehicle or combination of vehicles in excess of 18,000 pounds.] To Public Roads.

LOCAL BILLS INTRODUCED -- SENATE

HB 375 - (Columbus) Introduced by Powell

"To tax and regulate professional bondsmen and others in Columbus County." [Makes Ch. 673 of Session Laws of 1945, regulating professional bondsmen in New Hanover County, apply as well to Columbus County, with county commissioners to receive tax and exercise powers granted governing bodies of New Hanover County and city of Wilmington in that act. Act requires professional bondsmen to pay annual license fee of $100; authorizes CSC to pass on financial responsibility of all bondsmen and to require a deposit of security when he feels the condition of any bondsman is inadequate to justify acceptance of further bonds; prohibits bondsmen from soliciting business through attorneys, court officials, or law enforcement officers and from soliciting business in government buildings and from soliciting business for attorneys; prohibits law enforcement officers from serving as bondsmen; limits bondsman's fee to 5% of penalty of bond with a minimum of $5; requires bondsmen to refund 1/2 of charge if person bailed is surrendered during pendency of his cause; and permits revocation of license of bondsman by governing body after hearing, with re-issue of license not to be made for 2 years. Makes violation of provisions a misdemeanor punishable by court with license to be revoked automatically on conviction for 2 years.] To Finance.

SB 376 - (Stanly) Introduced by Lowder

"To fix the compensation of the clerk of the superior court of Stanly County." [Effective July 1, 1951, sets annual salary of CSC at $6,000 for serving as CSC, clerk of recorder court, and judge of juvenile court. Effective December 1, 1951, clerk is to be paid $3,000 annually for clerical help and office expense. Clerk must pay all fees collected by him into county general fund, and he must keep a record of all receipts and disbursements to be open to the public. An apparently conflicting provision of the bill states that the first installment of the salary and expense allowances shall be paid on July 1, 1951, for the preceding month with equal installments paid on the first of each succeeding month.] To Salaries and Fees.

HB 378 - (Haywood) Introduced by Medford

"To consolidate the towns of Waynesville and Hazelwood, North Carolina, into one town to be known as the town of Waynesville, and to provide a charter therefor." [Provides for consolidation of two towns unless 15% of qualified voters of either town request vote on consolidation by petition filed within 15 days after ratification. If filed, governing board is to call election within 5 days after receipt of petition for a date not more than 32 days following expiration of 5-day period. If voters of either town oppose consolidation, provisions of bill become ineffective. If no election is called or voters approve consolidation, consolidation becomes effective on appropriate day and county board of elections is to call election for municipal officers of consolidated town not less than 60 nor more than 90 days after effective date. Contains transitional provisions extending time for holding elections and approving budgets in either event. Enacts consolidated charter which, among other things, provides for: (1) governing body of mayor and 5 aldermen, 3 aldermen to be nominated from ward one and 2 from ward two but all to be voted on by voters of town at large; (2) $500 annual salary for mayor, $300 for each alderman; (3) appointment of city manager with general law powers including power to hire and fire all employees; (4) executive sessions for aldermen on 3/5 vote; (5) vote of majority of elected members for passage of ordinances; (6) power to acquire more property by condemnation than needed for any local improvement and to lease such property for protection of improvement or to sell bonds on security of such property as well as on security of public utility revenues; (7) ordinances, except those specified, to be effective 10 days after passage unless classified as emergency and passed by 3/5 vote; (8) police officers to have jurisdiction in watershed area from which town draws its water supply and in garbage disposal area; (9) appointment of town attorney who shall have practiced in state 3 years; (10) requirement for competitive bidding and written contract on all expenditures over $3,000 except improvements to be executed by town employees; (11) annual audit by CPA; (12) continuance of valid contracts executed by both towns and assumption of bonds of both towns by consolidated municipality.] To Counties, Cities, and Towns.

SB 381 - (Wilson) Introduced by Eagles

"To amend the charter of the town of Wilson so as to fix the compensation of the town commissioners." [Effective July 1, 1951, amends Ch. 408, sec. 4, Private Laws of 1907, to set compensation of town commissioners at $25 per month plus $5 for each special meeting of the board attended.] To Counties, Cities, and Towns.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19), as amended in House 3/2. Conference committee report adopted; report recommends that Senate concur in House amendment except that the bill should not apply to Rockingham and Durham counties.
SB 57 - Computing kinship (House committee substitute 3/8), as amended in House 3/15. Received from House for concurrence in House amendments; placed on calendar for 3/20.
SB 71 - Notary public amendments, as amended in Senate 2/22 and in House 3/15. Received from House for concurrence in House amendments; placed on calendar for 3/20.
SB 100 - Chauffeur and operator licenses. Passed second reading.
SB 159 - Recovering vehicle taxes. Re-referred to Finance.
SB 160 - Computing carrier revenues. Passed second reading.
SB 161 - Auto dealer licenses. Passed second and third readings.
SB 209 - Notice in adoption cases. Passed second and third readings.
SB 269 - Defining resident for vehicle registration. Passed second and third readings.
SB 270 - Taxing government-leased vehicles. Passed second reading.
SB 279 - Mattress manufacturer tax. Passed second reading.
SB 320 - Government corporation conveyances. Amended to make bill inapplicable to pending litigation; passed second and third readings.
SB 321 - Stockholder preemptive rights. Passed second and third readings.
SB 346 - Payroll savings plan. Amended to prohibit coercion to make persons participate; passed second and third readings.

HB 97 - Discharging mortgages, as amended in House 2/14. Passed second and third readings.
HR 203 - (Joint Resolution) Patrol car inspection. Passed second and third readings.
HB 215 - Acknowledging instruments, as amended in Senate 3/8. Re-referred to Judiciary 2.
HB 241 - Right-hand drive car signals. Passed second and third readings.
HB 248 - Repairing public records (House committee substitute 3/6). Passed second and third readings.

HB 271 - Testimony against bigamous spouse, as amended in House 2/28. Passed second and third readings.
HB 407 - Reconveying foreclosed property. Passed second and third readings.
HB 419 - Bird sanctuaries. Amended to provide that no municipal ordinance adopted hereunder may protect pigeons, crows, starlings, English sparrows or any birds classed as predatory by the Wildlife Resources Commission or by the General Statutes; postponed to 3/21.
HB 493 - Accident reports for veterans agencies. Passed second and third readings.
HB 606 - Terminating veterans loan acts. Received from House; sent to Judiciary 2.
HR 636 - (Joint Resolution) Appreciation of New Bern visit. Recalled from enrolling office; vote by which bill passed third reading reconsidered; postponed indefinitely (identical with SB 357 which passed both houses).

LOCAL BILLS

SB 45 - (Brunswick) Officials pay (House committee substitute 3/15). Received from House for concurrence in House amendments; sent to Salaries and Fees.
SB 231 - (Forsyth) Sheriff fees. Amended to reduce several of the fees set by the original bill; passed second reading.
SB 247 - (Wake) Wake Forest bird sanctuary. Passed second and third readings.
SB 274 - (Pitt) Farmville bird sanctuary. Passed second and third readings.
SB 295 - (Wake) Raleigh city judge salary. Passed second and third readings.
SB 314 - (Guilford) Greensboro liquor stores. Amended to distribute the 20% of net profits going to the county and other municipalities in the county proportionately on a per capita basis; passed second and third readings.
SB 319 - (Halifax) Roanoke Rapids warrants. Passed second and third readings.
SB 323 - (Columbus) County officials pay. Passed second and third readings.
SB 325 - (Rowan) County law library. Passed third reading.
SB 343 - (Mitchell) Officials salaries. Passed second and third readings.
SB 349 - (New Hanover) Truck speeds in Wilmington. Amended to strike out provision for $25 fine on conviction of a misdemeanor under provisions of bill; passed second and third readings.
SB 350 - (Wilkes) Commissioner and juror pay. Passed second and third readings.
SB 351 - (Wilkes) Officials salaries. Passed second and third readings.
SB 352 - (Wilkes) Jailer fee. Passed second and third readings.
SB 371 - (Johnston) Funds for additional teacher. Reported favorably.

HB 31 - (Forsyth) Winston-Salem liquor stores. Passed second and third readings.
HB 231 - (Person) County officials. Amended to permit the county commissioners to fix the salary of the tax collector in their discretion; passed second and third readings.
HB 270 - (Richmond) Rockingham bird sanctuary. Passed second and third readings.
HB 310 - (Randolph) Quadrennial revaluation. Passed second and third readings.
HB 349 - (Yadkin) County officials pay. Passed second and third readings.
HB 405 - (Richmond) Hamlet bird sanctuary. Passed second and third readings.
HB 406 - (Stanly) Education board election. Reported unfavorably.
HB 409 - (Orange) Chapel Hill bird sanctuary. Passed second and third readings.
HB 411 - (Alleghany) Officials pay. Passed second and third readings.
HB 417 - (Wake) Deputy sheriff expense, as amended in House 3/15. Received from House; sent to Counties, Cities, and Towns.
HB 422 - (Caldwell) Sheriffs fees. Received from House; sent to Salaries and Fees.
HB 435 - (Caswell) Arrest fee. Passed second and third readings.
HB 439 - (Watauga) CSC pay. Passed second and third readings.
HB 444 - (Dare) Regulating beach traffic. Passed second and third readings.
HB 465 - (Henderson) Hospital tax. Reported favorably.
HB 474 - (Warren) Barring tax liens. Passed second and third readings.
HB 485 - (Guilford) Property revaluation. Passed second and third readings.

HB 491 - (Burke) Confiscated beer disposal. Passed second and third readings.
HB 498 - (Alamance) Special taxes. Reported favorably.
HB 499 - (Alamance) Disposition of delinquent taxes. Passed second and third readings.
HB 516 - (Hertford) Repealing bond vote requirement. Passed second and third readings.
HB 521 - (Polk) Jailer fees. Passed second and third readings.
HB 536 - (Camden) County commissioners pay. Passed second and third readings.
HB 546 - (Graham) County accountant clerk. Received from House; sent to Salaries and Fees.
HB 548 - (Guilford) Officials fees. Received from House; sent to Salaries and Fees.
HB 564 - (Alexander) Officials pay. Received from House; sent to Salaries and Fees.
HB 601 - (Gaston) JP fees. Received from House; sent to Salaries and Fees.
HB 607 - (Yancey) County commissioners pay. Received from House; sent to Salaries and Fees.
HB 609 - (Camden) Recorder pay. Received from House; sent to Salaries and Fees.

Next session of Senate: For consideration of local bills only, 10:00 a.m., Saturday, March 17, 1951.

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BULLETIN NO. 58
Friday, March 16, 1951

Session: House -- 11:30 a.m.

PUBLIC BILLS INTRODUCED -- HOUSE

HB 691 - Introduced by Greene

"Authorizing the Board of Conservation and Development to sell certain obsolete or unsuitable boats, vessels, gear and equipment and to replace the same out of proceeds of such sale." [As title indicates; sale is to be through Division of Purchase and Contract. Net proceeds are to be placed in special commercial fisheries equipment fund for expenditure by Department of Conservation and Development in purchase of necessary replacements needed in enforcing commercial fishing laws and for paying expenses of operation of such equipment, including salaries and wages of personnel necessary to its operation.] To Conservation and Development.

HB 696 - Introduced by Blackwell and others

"To provide for North Carolina a preferential primary election for president of the United States." [In the 1952 primary, and every 4 years thereafter, requires each party to elect its national presidential convention delegates in party primary. Individual candidate for convention delegate (or a slate of candidates sufficient to meet the number of delegates allowed the party) files notice with State Board of Elections, paying $125 fee ($500 fee for single slate), stating party affiliation and, unless filing as "uninstructed delegate", files sworn statement that he is supporting the presidential nomination of a particular individual and that he will support that individual until (1) released by that person or (2) that person fails on a given convention ballot to receive at least 10% of total convention vote. In addition, candidate for delegate must (unless uninstructed) file written statement from person he intends to support accepting him if elected, as a suitable delegate. Primary ballot will show names of convention delegate candidates under name of person they are pledged to support or will show them as "uninstructed" if such is the case. If whole slate is pledged to one individual and only the number of candidates for delegate needed to fill the party's quota file, then their names will not appear on ballot, rather the name of the individual to whom they are pledged will appear. Then a vote for that individual is a vote for the entire delegate slate. State executive committee of party is to appoint identically pledged alternates for each delegate. Vacancies after election are filled by state party executive committee with identically pledged persons. Purpose of bill is effected by inserting G. S. 119.1--119.3.] To Elections and Election Laws.

HB 697 - Introduced by King

"To authorize the issuance of automobile license plates bearing an automobile owner's initials upon payment of a $10 fee." [Upon payment of regular license fee plus $10, car owner so requesting is to be issued license plates bearing his initials instead of numbers. Identical initials confusion is to be avoided by placing a numeral before the initials in such cases. Department of Motor Vehicles is allowed 60 days following application in which to issue these plates; during this time applicant is to be issued regular plates.] To Roads.

HB 702 - Introduced by Long and others

"To amend Article 7 of Chapter 95 of the General Statutes relating to boiler rules and boiler inspection so as to include low pressure and hot water supply tanks and boilers, and relating to compensation and review of action of the Board of Boiler Rules." [Adds G. S. 95-69.1 allowing appeal from orders or acts of chief boiler inspector or Commissioner of Labor to Board of Boiler Rules and public hearing. Adds G.S. 95-69.2 providing for appeal from Board determination to Wake County superior court where cause is to be heard on transcript of record for review of findings of fact and errors of law only. Amends G. S. 95-57 (compensation of Board members) to provide that members other than chairman are to receive only subsistence and travel as allowed in Biennial Appropriations Act for not more than 20 days per year. Amends G. S. 95-55 to require boiler rules board to take steam and hot water heating boilers, and hot water supply tanks and boilers, fired or unfired, under their jurisdiction, although the sale and use of these articles installed or in use prior to July 1, 1951, is not prohibited. Inserts G. S. 95-64.1 which (1) sets up inspection requirements for such boilers and tanks, (2) sets $1 fee for inspection certificate (good for maximum of 26 months) to be issued when approved (this fee to be included in inspections fees set by new G.S. 95-68.1), (3) provides that new certificate is valid only so long as equipment is properly insured, and (4) provides for suspension of inspection certificate when boiler or tank becomes unsafe or fails to meet Board's rules. Installation of such equipment within 6 months after July 1, 1951, made unlawful if it does not meet Board standards. Rewrites G.S. 95-60, dealing with exemptions from boiler rules board's jurisdiction, to set following exemptions if designated equipment is located in private residences or less than 6-family apartments: (1) hot water supply tanks and boilers, fired or unfired; (2) steam boilers used for heating purposes which carry not more than 15 lbs. of pressure per square inch; (3) hot water heating boilers which carry not more than 30 lbs. of pressure per square inch.] To Judiciary 1.

HB 703 - Introduced by Mintz and others

"To provide for the construction and operation of a ferry across the Cape Fear River between Fort Fisher and Southport by the State Highway and Public Works Commission and to provide funds for the construction and installation of the same." [Identical with SB 377 digested in the Senate section of today's bulletin.] To Roads.

HB 707 - Introduced by Taylor of Warren and Yarborough by request

"Authorizing the North Carolina Industrial Commission to hear and determine a claim of Mrs. M. C. Duke arising out of injuries suffered on the grounds of North Carolina State College Coliseum." [Citing circumstances of accident, authorizes commission to hear the claim and, upon proper finding, to pay Mrs. Duke up to $474.05.] To Appropriations.

HB 710 - Introduced by Satterfield

"To amend G.S. 116-100, relating to the payment of tuition and other expenses of Negroes taking graduate and professional courses at colleges outside the state." [Amends cited section (1) to provide that tuition and expenses of Negro students qualified to enter a professional or graduate school in another state may be paid by N. C. College at Durham only where the course is not being offered at N. C. College but is being offered at the University of North Carolina, and (2) to clarify the last paragraph, and to specify that insufficiency of funds available to carry out purpose of section may be made up from the Contingency and Emergency Fund.] To Education.

HB 711 - Introduced by Etheridge

"To amend Articles 3 and 4 of Chapter 113 of the General Statutes to provide for 'forest rangers' in lieu of 'forest wardens'." [Amends cited articles by striking the word "warden" wherever it appears, and substituting therefor the word "ranger".] To Conservation and Development.

LOCAL BILLS INTRODUCED -- HOUSE

HB 685 - (Pasquotank) Introduced by Burfoot

"Authorizing the board of county commissioners of Pasquotank County to fix the compensation of the deputy clerk of the superior court." [As title indicates; commissioners are given discretion to set salary of deputy clerk.] To Counties, Cities, and Towns.

HB 686 - (Pasquotank) Introduced by Burfoot

"Amending Chapter 15 of the Private Laws of 1923, the same being the consolidated charter of the city of Elizabeth City, in respect to the corporate limits thereof." [Amends cited chapter to include within Elizabeth City corporate limits certain territory described by metes and bounds.] To Counties, Cities, and Towns.

HB 687 - (Gaston) Introduced by Dellinger

"To provide for the transfer of criminal cases from Cherryville municipal court of Gaston County to the superior court when trial by jury is demanded." [Amends G.S. 7-204 to exempt Cherryville municipal court from the provision for jury trials in recorder courts. Provides that upon demand for jury trial by the defendant or prosecuting attorney in any criminal case in this court, judge must transfer the case to the Gaston County superior court for trial, requiring defendant to execute a new appearance bond in an amount fixed by the judge.] To Courts and Judicial Districts.

HB 688 - (Gaston) Introduced by Dellinger

"Relating to municipal elections in the town of Mount Holly." [Provides that Mount Holly municipal election shall be held on the first Tuesday after the first Monday in May, 1951, and biennially thereafter. Provides for election biennially of a mayor, a judge of the recorder court, and 2 aldermen. Mayor and judge are to serve 2 years and aldermen 4 years. Terms commence on day after election. Terms of officials expiring during 1951 under present law expire on day after 1951 election and terms expiring during 1953 expire day after 1953 election.] To Elections and Election Laws.

HB 689 - (Wake) Introduced by Whitley, Pou, and Womble

"To extend the jurisdiction of the police officers of the town of Wendell." [Extends jurisdiction of Wendell police officers to all territory situated within 1 mile of the corporate limits.] To Judiciary 2.

HB 690 - (Bertie) Introduced by Spruill

"To fix the compensation of the coroner of Bertie County." [Effective January 1, 1951, sets annual salary of Bertie County coroner at $300 to be paid in lieu of all other compensation.] To Salaries and Fees.

HB 692 - (Robeson) Introduced by Regan and Floyd

"To extend the authority of police officers of the town of Saint Pauls to exercise the powers of peace officers so as to include all territory within one mile of the corporate limits of the town of Saint Pauls." [As title indicates; effective date, July 1, 1951.] To Judiciary 2.

HB 693 - (Robeson) Introduced by Regan and Floyd

"Validating sales of land for taxes in the county of Robeson and municipalities therein made during the years 1949 and 1950, and confirming settlements and adjustments of taxes heretofore made by the governing body of Robeson County and the governing bodies of the municipalities." [As title indicates; validates tax sales held on any date different from that prescribed by law. Effective date, July 1, 1951.] To Judiciary 2.

HB 694 - (Robeson) Introduced by Regan and Floyd

"To extend the authority of police officers of the town of Maxton to exercise the powers of peace officers so as to include certain territory within one mile of the corporate limits of the town of Maxton." [Effective July 1, 1951, extends jurisdiction of Maxton police officers to "certain" territory within 1 mile of corporate limits, provided that such jurisdiction shall not extend beyond the Robeson County boundary.] To Judiciary 2.

HB 695 - (Davie) Introduced by Brock

"Amending Chapter 841 of the Session Laws of 1949 in respect to the compensation of various county officers of Davie County." [Amends cited chapter to set following annual salaries and fees effective March 1, 1951: sheriff, $3,600 in addition to all fees; superior court clerk, $3,420 exclusive of compensation as judge of juvenile court; register of deeds, $3,000 exclusive of compensation as clerk to county commissioners; county accountant, $2,800; county tax collector, $2,520; secretary to register of deeds, $1,980; secretary to CSC, $1,980; two county commissioners, $300 each plus $8 for each day's attendance at special meetings including meetings of equalization board; chairman of county commissioners, $350 plus $8 as allotted to other members; commissioners' travel allowance, 10¢ per mile; deputy sheriff acting as jailer, $600 in addition to fees; deputy sheriff, $2,400 in addition to fees.] To Salaries and Fees.

HB 698 - (Buncombe) Introduced by Gudger, Love, and Taylor of Buncombe

"To provide for the recording of annual accounts and settlements by executors, administrators, collectors, trustees and guardians in Buncombe County." [Provides that it shall be a sufficient recording of annual accounts and settlements by executors, administrators, collectors, trustees, and guardians whenever an original and a copy of such account or an account for settlement shall be filed in office of Buncombe County superior court clerk, the original copy to be audited, approved, and placed in a permanent binder.] To Judiciary 2.

HB 699 - (Mitchell) Introduced by Burleson

"To prohibit the operation of motion picture shows on Sundays in Mitchell County." [As title indicates.] To Propositions and Grievances.

HB 700 - (Mitchell) Introduced by Burleson

"To increase the fees of justices of the peace in Mitchell County." [Increases by 100% in each instance the fees now provided for Mitchell County JPs.] To Salaries and Fees.

HB 701 - (Haywood) Introduced by Yates

"To consolidate the towns of Waynesville and Hazelwood, North Carolina, into one town to be known as the town of Waynesville, and to provide a charter therefor." [Identical with SB 378 digested in the Senate section of today's bulletin.] To Counties, Cities, and Towns.

HB 704 - (Madison) Introduced by Sams

"To amend Chapter 183 of the Public-Local Laws of 1931 by reorganizing and increasing the powers of the Madison County Sinking Fund Commission, and appointing new members of said Commission, and changing the title of said Commission to 'The Madison County Sinking Fund Commission and Board of Financial Control.'" [Changes commission as indicated in title; appoints as new members Roy Wade Ponder, Glenn Reems, and Dewey Wallin for 6-year terms beginning May 1, 1951, at which time terms of present members expire. Vacancies may be filled by remaining members, or if they cannot agree, by resident superior court judge. Commission would have general control over financial affairs of county and following powers and duties: (1) to designate a bank as treasurer or depository for county funds, (2) to employ legal counsel, (3) to have accounts of all county officers audited by CPA including, if necessary, those of officials no longer in office, ranging back 18 years, (4) to appoint tax listers and assessors and to determine type of revaluation used, (5) to review and pass upon budget requests of all county agencies and to prepare budget which would be final subject to County Fiscal Control Act, and (6) to appoint persons to fill vacancies occurring in any county office for which provision is not otherwise made, and to raise pay for such office as much as 50%. Checks heretofore requiring signature of county accountant and chairman of county commissioners would require also signature of Sinking Fund Commission chairman. Wilful violation of act is made felony punishable in discretion of court. Effective May 1, 1951.] To Finance.

HB 705 - (Jones) Introduced by Bender

"To create a bird sanctuary within the towns of Pollocksville, Maysville and Trenton in Jones County." [Creates bird sanctuaries as indicated in title; makes it misdemeanor punishable by fine up to $50 and imprisonment up to 30 days to kill birds within the sanctuaries, except English sparrows, great horned owls, Cooper's hawks, sharp-shinned hawks, crows, and starlings.] To Wildlife Resources.

HB 706 - (Robeson) Introduced by Floyd and Regan

"To amend Chapter 256 of the Public Local Laws of 1939 relating to the Fairmont administrative unit in Robeson County." [Amends section 2 of cited chapter to require approval of administrative unit trustees prior to changes in unit's boundaries. Amends section 3 (e) to clarify its language and to provide that trustee board vacancies be filled for unexpired terms by the remaining trustees.] To [illegible] Education.

HB 708 - (Duplin) Introduced by Carr

"To regulate the speed of certain motor vehicles while operating over streets of the town of Wallace." [Makes it a misdemeanor punishable by a fine of up to $25 to drive tractor-trailer vehicles or trucks with a length of more than 21 ft. or with a weight of over 18,000 lbs on a Wallace street at more than 25 MPH or to follow another such vehicle by less than 150 feet unless lawfully passing such vehicle.] To Roads.

HB 709 - (Nash) Introduced by Williams

"To amend G. S. 152-7, relative to the holding of inquests by coroners in Nash County." [Amends G. S. 152-7(1) to provide that the sheriff shall determine whether the deceased was probably killed by a criminal act and that the coroner shall make an investigation in such cases only upon the direction of the sheriff.] To Counties, Cities, and Towns.

HB 712 - (Union) Introduced by Horne

"To fix fees, cost and commissions to be charged and collected by the clerk of the superior court and clerk of the recorder's court of Union County." [Sets forth comprehensive schedule of fees to be charged for services rendered by the clerk in each court.] To Salaries and Fees.

HB 713 - (Transylvania) Introduced by Fisher of Transylvania

"Providing for the election of members of the county board of education for Transylvania County." [Provides for nomination and election of county board of education in 1952 without confirmation by General Assembly. Candidate receiving highest vote is to serve 6-year term, next 2 candidates 4-year terms, and next 2 candidates 2-year terms. Successors to members with expiring terms are to be elected every 2 years. Vacancies are to be filled by clerk of superior court on recommendation of executive committee of political party represented by member whose position has become vacant.] To Education

HB 714 - (Guilford) Introduced by Crissman and Kirkman

"Permitting the board of school commissioners of the city of High Point to sell certain land to the city of High Point." [As title indicates; specified land may be sold at private sale if property is no longer needed for school purposes.] To Education.

HB 715 - (Durham) Introduced by Sanders and Barker

"To clarify problems arising out of the uncertainty of the true location of the boundaries of Durham County." [Citing uncertainty of Durham County boundaries, provides that a person's right to exercise privileges and rights of Durham County resident is not to be denied by any official or board of Durham County or of any political party therein on the ground that such person's residence is outside Durham County if such person has claimed to be a citizen of Durham County and has voted and paid taxes regularly therein unless fact of non-residence is established by determining true boundaries by: (1) action taken by some other county under G. S. 153-11, providing for settlement of disputed county lines; (2) action of superior court judge under G. S. 153-11; or (3) a complete survey caused to be made by county commissioners.] To Judiciary 1.

HB 716 - (Guilford) Introduced by Shreve, Turner, Crissman and Kirkman
"To amend Chapter 170 Public-Local Laws of 1937 relating to special tax for the support and maintenance of the poor, and the county welfare department." [Amends Ch. 170, 1937 Public-Local Laws, to raise the maximum special property tax which may be levied by Guilford county commissioners for support of the poor and operation of the county welfare department from 12¢ to 15¢ on $100 valuation for any fiscal year. Repeals sec. 2 of cited chapter which created an Advisory Relief Commission to advise with county relief director as to the expenditure of the relief funds and which provided for a special account for the funds raised by the special tax.] To Finance.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 24 - Prohibiting palmistry (Senate committee substitute 1/19), as amended in House 3/2. Conference committee report adopted; report recommends that Senate concur in House amendment except that the bill should not apply to Rockingham and Durham counties.
SB 91 - Fish restoration projects. Postponed to 3/19.
SB 106 - Uniform support act (Senate committee substitute 2/23), as amended in Senate 2/26. Clarifying amendments adopted; passed second and third readings.
SB 114 - Driver literacy, as amended in Senate 2/9. Reported favorably.
SB 133 - Group health insurance. Passed second and third readings.
SB 152 - Insurable interest in partners, as amended in Senate 2/26. Passed second and third readings.
SB 155 - Insurance company investment. Passed second and third readings.
SB 162 - Transporting patrolman property. Passed second and third readings.
SB 169 - Employment security amendments, as amended in Senate 3/15. Received from Senate; sent to Employment Security.
SB 176 - Capitol elevator amendment. Postponed to 3/20.
SB 187 - Supreme court reports. Passed second and third readings.
SB 188 - Tuberculosis control, as amended in Senate 3/1. Reported favorably.
SB 202 - Unemployment compensation definitions. Received from Senate; sent to Employment Security.
SB 215 - Standard fire insurance policy. Amendment correcting typographical error adopted; re-referred to Judiciary 1.
SB 227 - Budget commission quorum. Re-referred to Judiciary 1.
SB 251 - Condemning cemeteries, as amended in Senate 3/9. Postponed to 3/19.
SB 257 - Evidence in parking cases. Re-referred to Judiciary 1.
SB 268 - Apportioning highway funds among cities. Reported favorably.
SB 281 - Rural fire vehicles registration. Withdrawn from Counties, Cities, and Towns; re-referred to Judiciary 2.
SB 282 - Indigent care in private hospitals. Reported favorably.
SB 290 - Size of school sites. Reported favorably.
SB 321 - Stockholder preemptive rights. Received from Senate; sent to Judiciary 2.

HB 124 - In-lieu tax on state forests, as amended in House 3/12. Passed third reading.
HB 181 - Reducing teacher load. Reported favorably; re-referred to Appropriations.
HB 183 - School bus appropriation. Reported favorably; re-referred to Appropriations.
HB 184 - Teacher sick leave. Reported unfavorably.

HB 185 - School clerical aid. Reported favorably; re-referred to Appropriations.
HB 299 - Nomenclature of trucks. Reported favorably.
HB 448 - JP jurisdiction. Reported favorably.
HB 482 - Evidence of car ownership. Reported favorably as amended.
HB 483 - Bus weight. Reported favorably.
HB 520 - Optometrist service for welfare cases. Postponed to 3/20.
HB 532 - Bus Act amendments. Reported unfavorably.
HB 535 - Toll road corporation powers. Amendment correcting typographical error adopted; passed second reading.
HB 571 - Roadside parks. Reported favorably.
HB 576 - Regulating naturopathy. Reported unfavorably.
HB 639 - Veterans children education. Reported favorably; re-referred to Appropriations.

LOCAL BILLS

SB 130 - (Harnett) Dunn building sales. Reported favorably as amended.
SB 141 - (Graham) Fontana bingo. Reported unfavorably.
SB 167 - (Franklin) JP fees. Passed third reading.
SB 192 - (Wake) Transferring jury trials. Reported favorably.
SB 201 - (Surry) Grand jury selection. Reported favorably.
SB 253 - (Pamlico) Removing jury trials. Reported favorably.
SB 265 - (Richmond) Hamlet recorder court. Reported unfavorably.
SB 271 - (Richmond) Office expense of clerk. Reported favorably.
SB 275 - (Cabarrus) Tax discounts. Passed second and third readings.
SB 278 - (Rowan) Spencer mayor and alderman terms. Reported favorably.
SB 280 - (Mecklenburg) Charlotte fireman retirement. Received from Senate; sent to Teachers' and State Employees' Retirement.
SB 286 - (Chatham) County commissioners elections. Reported favorably.
SB 294 - (Guilford) School construction payment. Reported favorably.
SB 316 - (Wilson) Wilson retirement supplement. Reported favorably.
SB 319 - (Halifax) Roanoke Rapids warrants. Received from Senate; sent to Judiciaryl.
SB 330 - (Pitt) Fountain police jurisdiction. Received from Senate; sent to Counties, Cities, and Towns.
SB 331 - (Surry) Clerical help. Received from Senate; sent to Counties, Cities, and Towns.
SB 332 - (Mecklenburg) Domestic relations counsellor. Received from Senate; sent to Courts and Judicial Districts.
SB 356 - (Iredell) Appointing education board. Reported favorably; placed on calendar; passed second and third readings.

HB 287 - (Caswell) Grand jurors terms. Reported unfavorably.
HB 300 - (Swain) Captive bears. Passed second and third readings.
HB 420 - (Caldwell) Lenoir parking meters. Reported favorably.
HB 455 - (Randolph) Recorder court jury trial. Reported favorably.
HB 457 - (Surry) Superior court terms. Reported favorably.
HB 459 - (Catawba) Newton-Conover school trustees. Reported favorably.
HB 463 - (Alexander) Superior court terms. Reported favorably.
HB 472 - (Madison) Officials pay. Re-referred to Salaries and Fees.
HB 481 - (Brunswick) Regulating beach traffic. Reported favorably.
HB 495 - (Bladen) Dublin officials. Reported favorably as amended.
HB 496 - (Bladen) Officials pay. Amendment adopted deleting provision that register of deeds salary includes compensation for services as clerk of board of county commissioners; passed second and third readings.
HB 523 - (Haywood) Professional bondsmen. Amendment adopted to make bill inapplicable to insurance or bonding companies licensed in N. C.; passed second and third readings.
HB 528 - (Guilford) Outlawing gambling tickers. Postponed to 3/20.

HB 533 - (Lincoln) School property sale. Reported favorably.
HB 545 - (Graham) Conveying property. Reported favorably.
HB 556 - (Lee) Sanford charter. Reported favorably.
HB 559 - (Alamance) Burlington recorder court. Reported favorably.
HB 560 - (Dare) Electing county commissioners. Reported favorably.
HB 565 - (Catawba) Closing Hickory street. Reported favorably.
HB 566 - (Catawba) Hickory charter. Reported favorably.
HB 567 - (Pitt) Electing Greenville court officials. Reported favorably.
HB 575 - (Forsyth) Rural Hall bird sanctuary. Passed second and third readings.
HB 590 - (Richmond) Officials report. Reported favorably.
HB 598 - (Mecklenburg) County auditor duties. Reported favorably.
HB 599 - (Mecklenburg) Postponing revaluation. Passed second and third readings.
HB 605 - (Rowan) Salisbury land conveyance. Reported favorably.
HB 608 - (Cherokee) Non-tax funds expenditure. Reported favorably.
HB 610 - (Forsyth) Listing property. Reported favorably.
HB 614 - (Davidson) Lexington utility commissioner pay. Reported favorably.
HB 615 - (Davidson) Lexington councilmen pay. Reported favorably.
HB 619 - (Haywood) Deputy sheriffs. Reported favorably.
HB 620 - (Haywood) Officials pay. Passed second and third readings.
HB 621 - (Rockingham) Coroner fees. Passed second and third readings.
HB 625 - (Macon) Regulating taxicabs. Amendment adopted to make clear that definition of taxicab includes only those operated for hire on streets and highways of city and county; passed second and third readings.
HB 627 - (Stanly) Register of deeds pay. Passed second and third readings.
HB 628 - (Surry) JP fees. Passed second and third readings.
HB 630 - (Caswell) Allowance for feeding prisoners. Reported favorably.
HB 637 - (Craven) Superior court terms. Reported favorably.
HB 638 - (Transylvania) Officials pay. Passed second and third readings.
HB 640 - (Transylvania) Register of deeds fees. Passed second and third readings.
HB 643 - (Pender) County commissioners terms. Reported favorably.
HB 645 - (Greene) Transferring jury trials. Reported favorably.
HB 646 - (Greene) CSC pay. Reported favorably.
HB 649 - (Graham) Animal scalp bounties. Reported favorably.
HB 653 - (Vance) Board of education members. Reported favorably.
HB 657 - (Mecklenburg) Assistant superior court solicitor. Reported favorably.
HB 660 - (Person) Superior court terms. Reported favorably.
HB 667 - (Union) Transferring recorder jury trial. Reported favorably.
HB 668 - (Caldwell) County commissioners election. Reported favorably.

Next session of House: For consideration of local bills only, 10:00 a.m., Saturday, March 17, 1951.

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BULLETIN NO. 59
Saturday, March 17, 1951

Session: Senate -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- SENATE

None.

LOCAL BILLS INTRODUCED -- SENATE

SB 385 - (Edgecombe) Introduced by Fountain
"Relative to jury trials in the recorder's court of Edgecombe County." [Provides that upon demand for jury trial by defendant in any criminal case in stated court, recorder must transfer the case to Edgecombe County superior court for trial. Recorder may require posting of a new bond if he finds amount or terms of original bond insufficient.] To Judiciary 2.

SENATE CALENDAR ACTION

PUBLIC BILLS

SB 106 - Uniform support act (Senate committee substitute 2/23), as amended in Senate 2/26 and in House 3/16. Received from House for concurrence in House amendment; placed on calendar.

HB 196 - Driver hand signals, as amended in House 3/12 and 3/15. Received from House; sent to Public Roads.
HB 506 - Gas truck markings, as amended in House 3/15. Received from House; sent to Public Roads.

LOCAL BILLS

HB 300 - (Swain) Captive bears. Received from House; sent to Wildlife.
HB 575 - (Forsyth) Rural Hall bird sanctuary. Received from House; sent to Wildlife.
HB 599 - (Mecklenburg) Postponing revaluation. Received from House; sent to Finance.
HB 620 - (Haywood) Officials pay. Received from House; sent to Salaries and Fees.
HB 621 - (Rockingham) Coroner fees. Received from House; sent to Salaries and Fees.
HB 627 - (Stanly) Register of deeds pay. Received from House; sent to Salaries andFees
HB 628 - (Surry) JP fees. Received from House; sent to Salaries and Fees.
HB 638 - (Transylvania) Officials pay. Received from House; sent to Salaries and Fees,
HB 640 - (Transylvania) Register of deeds fees. Received from House; sent to Salaries and Fees.

Next session of Senate: 8:00 p.m., Monday, March 19, 1951.

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BULLETIN NO. 59
Saturday, March 17, 1951

Session: House -- 10:00 a.m., for consideration of local bills only.

PUBLIC BILLS INTRODUCED -- HOUSE

None.

LOCAL BILLS INTRODUCED -- HOUSE

None.

HOUSE CALENDAR ACTION

PUBLIC BILLS

SB 209 - Notice in adoption cases. Received from Senate; sent to Judiciary 2.
SB 269 - Defining resident for vehicle registration. Received from Senate; sent to Roads.

LOCAL BILLS

SB 192 - (Wake) Transferring jury trials. Passed second and third readings.
SB 237 - (Montgomery) Officials fees, as amended in Senate 3/15. Received from Senate; sent to Salaries and Fees.
SB 247 - (Wake) Wake Forest bird sanctuary. Received from Senate; sent to Wildlife.
SB 274 - (Pitt) Farmville bird sanctuary. Received from Senate; sent to Wildlife.
SB 295 - (Wake) Raleigh city judge salary. Received from Senate; sent to Salaries and Fees.
SB 323 - (Columbus) County officials pay. Received from Senate; sent to Salaries and Fees.
SB 325 - (Rowan) County law library. Received from Senate; sent to Courts and Judicial Districts.
SB 343 - (Mitchell) Officials salaries. Received from Senate; sent to Salaries and Fees.
SB 350 - (Wilkes) Commissioner and juror pay. Received from Senate; sent to Salaries and Fees.
SB 351 - (Wilkes) Officials salaries. Received from Senate; sent to Salaries and Fees.
SB 352 - (Wilkes) Jailer fee. Received from Senate; sent to Salaries and Fees.

HB 455 - (Randolph) Recorder court jury trial. Passed second and third readings.
HB 457 - (Surry) Superior court terms. Passed second and third readings.
HB 459 - (Catawba) Newton-Conover school trustees. Amended to provide that in 1953 and quadrennially thereafter successor to Joe Robinson is to be elected from old Newton grade school district; passed second and third readings.
HB 463 - (Alexander) Superior court terms. Passed second and third readings.
HB 481 - (Brunswick) Regulating beach traffic. Amended to permit operation of motor vehicles on beach between Caswell Beach and Lockwood's Folly Inlet not in excess of 15 miles per hour; passed second and third readings.
HB 495 - (Bladen) Dublin officials. Amendment adopted to correct typographical errors in names; postponed to 3/19.
HB 533 - (Lincoln) School property sale. Passed second and third readings.
HB 545 - (Graham) Conveying property. Passed second and third readings.
HB 559 - (Alamance) Burlington recorder court. Passed second and third readings.
HB 560 - (Dare) Electing county commissioners. Passed second and third readings.
HB 565 - (Catawba) Closing Hickory street. Passed second reading.

HB 566 - (Catawba) Hickory charter. Passed second and third readings.
HB 567 - (Pitt) Electing Greenville court officials. Passed second and third readings.
HB 590 - (Richmond) Officials report. Passed second and third readings.
HB 598 - (Mecklenburg) County auditor duties. Passed second and third readings.
HB 605 - (Rowan) Salisbury land conveyance. Passed second and third readings.
HB 608 - (Cherokee) Non-tax funds expenditure. Passed second and third readings.
HB 610 - (Forsyth) Listing property. Passed second and third readings.
HB 614 - (Davidson) Lexington utility commissioner pay. Passed second and third readings.
HB 615 - (Davidson) Lexington councilmen pay. Passed second and third readings.
HB 619 - (Haywood) Deputy sheriffs. Passed second and third readings.
HB 630 - (Caswell) Allowance for feeding prisoners. Amended to make clear that stated allowance is for each day; passed second and third readings.
HB 637 - (Craven) Superior court terms. Passed second and third readings.
HB 643 - (Pender) County commissioners terms. Passed second and third readings.
HB 645 - (Greene) Transferring jury trials. Passed second and third readings.
HB 646 - (Greene) CSC pay. Passed second and third readings.
HB 649 - (Graham) Animal scalp bounties. Passed second and third readings.
HB 653 - (Vance) Board of education members. Passed second and third readings.
HB 657 - (Mecklenburg) Assistant superior court solicitor. Passed second and third readings.
HB 660 - (Person) Superior court terms. Passed second and third readings.
HB 667 - (Union) Transferring recorder court jury trials. Passed second and third readings.
HB 668 - (Caldwell) County commissioners election. Passed second and third readings.

Next session of House: 8:00 p.m., Monday, March 19, 1951.

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